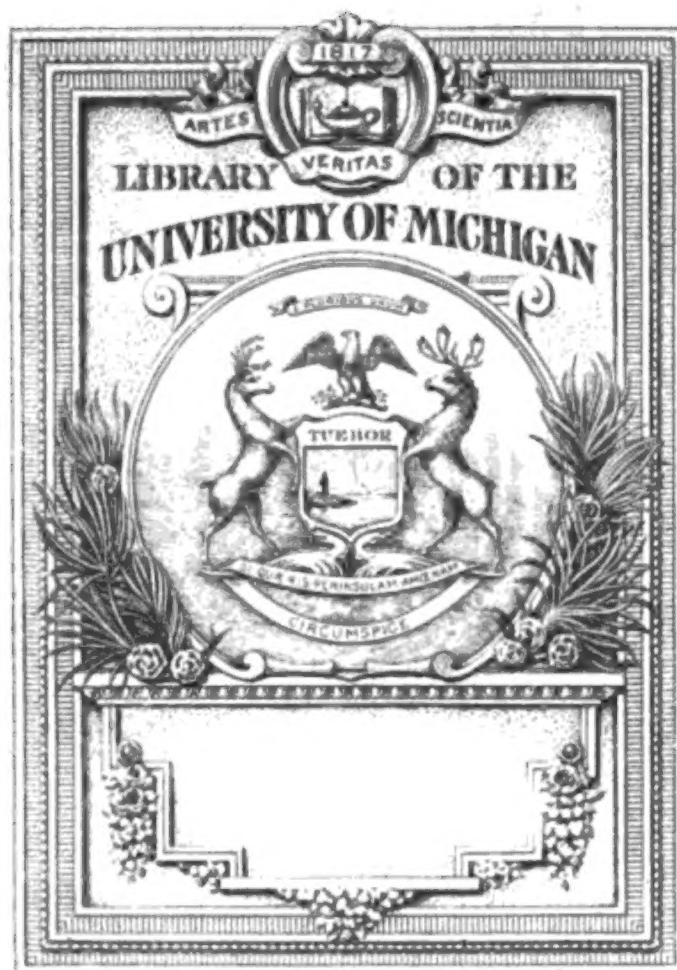




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Vermont, General Assembly, House

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

STATE OF VERMONT.

BIENNIAL SESSION, 1890.



PUBLISHED BY AUTHORITY.

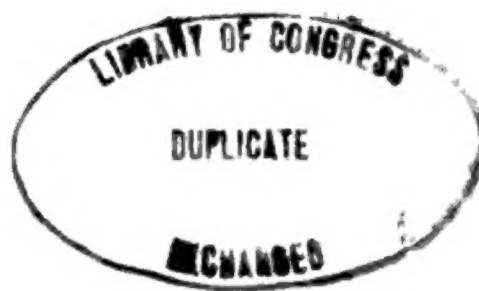
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*Prof. E.
V. O. E.
H. J.*

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JOURNAL OF THE HOUSE.

WEDNESDAY OCTOBER 1, 1890.

In pursuance of the provisions of the constitution and laws of the State of Vermont the members of the House of Representatives convened in the State house in Montpelier, on the first Wednesday, being the first day of October, in the year of our Lord one thousand eight hundred and ninety.

At ten o'clock in the forenoon Hon. Charles W. Porter, Secretary of State, called the House to order, when devotional exercises were conducted by Rev. G. W. Gallagher, of Montpelier.

The names of the members who had presented their credentials were called; whereupon it appeared that the following named members were present, who were duly sworn by the Secretary of State, and took their seats, to wit:

ADDISON COUNTY.

Addison	FRANKLIN C. GULLEY.
Bridport	EDWIN D. WILCOX.
Bristol	WILLIAM P. CHASE.
Cornwall	HARVEY E. TAYLOR.
Ferrisburgh	RICHARD D. BOOTH.
Goshen	DAN D. BROWN.
Granville	DANIEL D. JEMENWAY.
Hancock	RANSOM A. DUNHAM.
Leicester	ROSCOE O. SAWYER.
Lincoln	WEBSTER N. GOVE.
Middlebury	JOHN L. BUTTOLPH.
Monkton	CHARLES A. THOMAS.
New Haven	CHARLES F. SQUIER.
Orwell	HENRY G. HIBBARD.
Panton	EDWARD A. FIELD.
Ripton	JOHN E. GOODRO.
Salisbury	HORACE P. HULETT.
Shoreham	WILLIAM H. BIRCHARD.
Starksboro	JOEL V. CARPENTER.
Vergennes	HENRY P. FISHER.
Waltham	ANSON M. HALLOCK.
Weybridge	JOHN A. JAMES.
Whiting	ROLLIN D. NEEDHAM.

BENNINGTON COUNTY.

Arlington	WINFIELD S. PHILLIPS.
Bennington	RICHARD M. HOUGHTON.
Dorset	JOHN E. BUFFUM.
Glastenbury	EDGAR GREEN.
Landgrove	ALFRED CHILDS.
Manchester	EDWARD C. ORVIS.
Peru	ALBERT J. SIMONDS.
Pownal	WARD E. NILES.
Readsboro	TITUS STOWE.
Rupert	FRANK W. CARPENTER.
Sandgate	ALFRED E. BEBEE.
Searsburgh	ALLEN E. BRIGGS.
Shaftsbury	GEORGE P. MONTGOMERY.
Stamford	JAMES R. HOUGHTON.
Sunderland	ALBERT P. BOWEN.
Winhall	EDWARD I. KENDALL.
Woodford	ALBERT WOOD.

CALEDONIA COUNTY.

Barnet	DANIEL HARVEY.
Burke	DAVID COE.
Danville	GEORGE B. DAVIS.
Groton	SETH N. EASTMAN.
Hardwick	MELVIN E. TUCKER.
Kirby	HENRY RANNEY.
Lyndon	WELCOME A. BEMIS.
Newark	DENNING D. FAIRBANKS.
Peacham	JAMES R. KINERSON.
Ryegate	CHARLES K. CANFIELD.
Sheffield	WARD BRADLEY.
St. Johnsbury	FRANCIS WALKER.
Stannard	HIRAM S. DANIELS.
Sutton	WARREN L. GILMAN.
Walden	ALBERT J. ROGERS.
Waterford	ELISHA W. BROWN.
Wheelock	STEPHEN G. CREE.

CHITTENDEN COUNTY.

Bolton	WILLIAM RYAN.
Burlington	EDWARD WELLS.
Charlotte	ALFRED A. BYINGTON.
Colchester	FRANK JUBELL.
Essex	CHARLES R. DAVIS.
Hinesburgh	CICERO G. PECK.
Huntington	OSCAR J. TOMLINSON.
Jericho	ELLERY C. FAY.
Milton	ARNOLD C. FAY.

Richmond	HOWARD L. SAYLES.
Shelburne	NORRIS R. MILLER.
South Burlington	FRED N. DRURY.
St. George	HENRY LAWRENCE.
Underhill	VERNON A. BULLARD.
Westford	HEMAN W. RICE.
Williston	HOMER E. WRIGHT.

ESSEX COUNTY.

Bloomfield	HENRY H. STEVENS.
Brighton	NATHAN HOBSON.
Brunswick	EZEKIEL GARDNER.
Canaan	RURIC N. FRIZZELL.
Concord	SAMUEL H. KELLOGG.
Granby	HENRY C. WILCOX.
Guildhall	GEORGE A. HUBBARD.
Lemington	OTIS E. COVELL.
Lunenburg	GEORGE W. HILL.
Maidstone	CHARLES STEVENS.
Norton	JOHN CONWAY.
Victory	GEORGE A. COLBY.

FRANKLIN COUNTY.

Bakersfield	HENRY R. START.
Berkshire	KILES A. PAUL.
Enosburgh	OLIN MERRILL.
Fairfax	F. WAYLAND SHEPARDSON.
Fairfield	C. C. PROUTY.
Fletcher	GILES G. TAYLOR.
Franklin	EDWIN PROUTY.
Georgia	EPHRAIM L. LADD.
Highgate	JUDSON B. SANDERSON.
Montgomery	JAMES W. GOODSPEED.
Richford	HENRY R. HEATH.
Sheldon	EDWIN M. BROWN.
St. Albans	EDWARD C. SMITH.
Swanton	WILLIAM H. BLAKE, 2d.

GRAND ISLE COUNTY.

Alburgh	HENRY WEDGEWORTH.
Grand Isle	HORATIO DONALDSON.
North Hero	JOHN TUDHOPE.
South Hero	CHARLES W. PETTY.

LAMOILLE COUNTY.

Belvidere	ALLEN G. CHANDLER.
Cambridge	BYRON G. MACOY.
Eden	JAMES E. WARREN.

Elmore	JUDSON T. HILL.
Hyde Park	VERNON D. FITCH.
Johnson	NORMAN A. WATERMAN.
Morristown	FRED B. LIVINGSTON.
Waterville	BENJAMIN R. HOUGHTON.
Wolcott	CORNELIUS A. REED.

ORANGE COUNTY.

Bradford	PRESTON S. CHAMBERLIN.
Braintree	ALLEN H. FLINT.
Brookfield	RODNEY W. WALBRIDGE.
Chelsea	JOSEPH K. DARLING.
Corinth	GEORGE W. DAVIS.
Fairlee	MYRON W. SMITH.
Orange	JAMES B. CAVE.
Randolph	ROBERT J. KIMBALL,
Strafford	EDWIN P. HYDE.
Thetford	HENRY A. CUMMINGS.
Topsham	CHARLES F. SMITH.
Tunbridge	GEORGE BROWN.
Vershire	FRANKLIN R. FITTS.
Washington	GEORGE E. HUNTINGTON.
West Fairlee	HARRIS M. MILLER.
Williamstown	HERBERT P. MARTIN.

ORLEANS COUNTY.

Albany	MARTIN B. CHAFEY.
Barton	WALLACE I. ROBINSON.
Brownington	CHARLES H. JOSLYN.
Charleston	JOHN G. PARLIN.
Coventry	ISAAC PARKER.
Craftsbury	CHARLES W. DUSTIN.
Derby	WILLIAM S. ROBBINS.
Glover	FREEMAN BEAN.
Greensboro	LEWIS A. JACKSON.
Holland	OLIVER L. KIDDER.
Irasburgh	LAFORREST H. THOMPSON.
Jay	ASHLEY A. MACOMBER.
Lowell	CHARLES C. TILLOTSON.
Morgan	EUGENE C. BURROUGHS.
Newport	HOMER THRASHER.
Westfield	EDWIN BOYNTON.
Westmore	HIRAM B. FARMER.

RUTLAND COUNTY.

Benson	JAMES H. AIKEN.
Brandon	HENRY M. GIPSON.
Castleton	JOHN J. JONES.
Chittenden	EDWIN HORTON.

Clarendon	LEONARD F. CROFT.
Danby	ISAAC W. KELLEY.
Fairhaven	WILLIAM H. PROCTOR.
Hubbardton	FRANCIS A. THOMAS.
Ira	ELBERT L. WHITE.
Mendon	MICHAEL F. ROONEY.
Middletown Springs	FRANCIS L. GRAY.
Mount Holly	NELSON W. COOK.
Pawlet	WALTON BLAKELY.
Pittsfield	GEORGE A. CHEDEL.
Pittsford	EDWARD SMITH.
Poultney	ROBERT J. HUMPHREY.
Proctor	FLETCHER D. PROCTOR.
Rutland	THOMAS W. MOLONEY.
Sherburne	HOSEA H. SPAULDING.
Shrewsbury	WILLIAM L. BUCKLIN.
Sudbury	WALLACE J. SAWYER.
Wallingford	CHARLES A. CLAGHORN.
Wells	MARCELLUS FRANCIS.
West Haven	RODNEY C. ABELL.
West Rutland	MICHAEL W. CANNON.

WASHINGTON COUNTY.

Barre	JAMES M. PERRY.
Berlin	JAMES R. LANGDON.
Cabot	ORVIS FITTS.
Calais	WALTER L. PIERCE.
Duxbury	JAMES E. CROSSETT.
East Montpelier	FRANCIS P. KELTON.
Fayston	WILLIAM S. CHIPMAN.
Marshfield	LUCIUS D. NUTE.
Middlesex	ANDREW J. DARLING.
Montpelier	L. BART CROSS.
Moretown	MATTHIAS CANNON.
Northfield	HENRY L. KENYON.
Plainfield	EDWARD J. BARTLETT.
Waitsfield	RICHARDSON J. GLEASON.
Warren	JAMES E. ELDREDGE.
Waterbury	HENRY JANES.
Worcester	HORATIO TEMPLETON.

WINDHAM COUNTY.

Athens	JERRY M. POWERS.
Brattleboro	OSCAR A. MARSHALL.
Brookline	GEORGE E. WARE.
Dover	FRED E. RYTHUR.
Dummerston	J. ARMS MILLER.
Grafton	HARLAN PHELPS.
Guilford	WILLIAM H. TYLER.

Halifax	GEORGE L. CLARK.
Jamaica	DANIEL SHERWIN.
Londonderry	JAMES M. TARBELL.
Marlboro	L. CLARK ADAMS.
Newfane	CHESTER E. PERRY.
Putney	ALEXIS B. HEWITT.
Rockingham	JAMES H. WILLIAMS.
Somerset	JASON W. RICE.
Stratton	GEORGE M. SMITH.
Townshend	EDWIN L. HASTINGS.
Vernon	ALONZO STEBBINS.
Wardsboro	DELAVAN C. DEXTER.
Westminster	FREEMAN J. HOUGHTON.
Whitingham	WILLIAM A. BROWN.
Wilmington	HOSEA MANN, JR.
Windham	ADELBERT J. STEARNS.

WINDSOR COUNTY.

Andover	PLATT T. MARSH.
Baltimore	FRANCIS Z. PRESTON.
Barnard	JEROME MORGAN.
Bethel	AMES C. BURNET.
Bridgewater	WILLIAM D. JOHNSON.
Cavendish	ALBIN S. BURBANK.
Chester	JAMES E. POLLARD.
Hartford	GEORGE C. BROCKWAY.
Hartland	BENJAMIN F. LABAREE.
Ludlow	HIRAM L. WARNER.
Norwich	WILLIAM H. CLOGSTON.
Plymouth	EPHRAIM A. MOORE.
Pomfret	HERMON BUGBEE.
Reading	ORSEMER S. HOLDEN.
Rochester	FAYETTE A. KEZER.
Royalton	WILLIAM C. SMITH.
Sharon	DANIEL E. PARKHURST.
Springfield	HERMON W. HARLOW.
Stockbridge	FRED E. STEELE.
Weathersfield	CHARLES AMSDEN.
Weston	WILLIAM W. MANNING.
West Windsor	JAMES C. TAYLOR.
Windsor	JOSEPH C. ENRIGHT.
Woodstock	HENRY BOYNTON.

The following named gentlemen were severally admitted to take their seats in the house without producing their credentials, as follows:

On motion of Mr. Merrill of Enosburgh, Mr. Edgar S. Fleury as the representative from the town of Isle la Motte.

On motion of Mr. Darling of Chelsea, Mr. Abner A. Olmstead as the representative from the town of Newbury.

On motion of Mr. Moloney of Rutland, Mr. Benjamin J. Griffith as the representative from the town of Mount Tabor.

On motion of Mr. Templeton of Worcester, Mr. Jerome B. Bailey as the representative from the town of Woodbury.

The secretary of state laid before the house certificates of election which had been presented to him by Harley O. Smith and Albert W. Hudson, respectively, each claiming a seat in the house as the representative from the town of East Haven.

Both which certificates were, on motion of Mr. Abell of West Haven, *ordered to lie*.

The secretary of state directed the house to the election of speaker for the two years ensuing, and requested that ballots be prepared and forwarded for that purpose.

The ballots having been taken and counted by the tellers, it appeared that there was no choice.

The secretary again directed the house to the election of speaker, and the ballots having been taken and counted by the tellers, it again appeared that there was no choice.

The secretary again directed the house to the election of speaker, and the ballots having been taken and counted it appeared that

HENRY R. START,

the representative from the town of Bakersfield, having received a majority of all the votes cast, was elected speaker of the house of representatives for the two years next ensuing.

The secretary of state designated Mr. Abell of West Haven and Mr. Williams of Rockingham to wait upon the speaker-elect, inform him of his election and conduct him to the chair.

The committee performed the duty assigned them.

The speaker was duly sworn and addressed the house as follows :

Gentlemen of the House of Representatives:—I thank you for this expression of confidence. I accept the trust and enter upon the performance of the duties you have assigned me cumbed by no promises made, or to be made, save a conscientious discharge of duty. We are here by consent of the freemen of our respective towns, as their representatives, but we ought not to forget that a faithful discharge of duty requires that we faithfully represent and guard the interests of the people of the entire state ; and we should legislate, not for the particular benefit of any one town or locality, or for any particular person or class of persons, to the prejudice of the masses, but should at all times have a due regard for the common good of all, in the present and the future. Much is expected

of the present Legislature ; whether these expectations shall be realized or not, depend largely upon our bringing individually to the work in hand that wisdom and moderation which is so essential to good government and the enactment of good laws.

We owe much to the wisdom, moderation and conscientious discharge of duty of individual members of former Legislatures, for the personal security and protection of property which we have enjoyed in the past and hope for in the future.

The present session will be remembered for what it does, or for what it omits to do. We cannot remain passive. Measures will come before this house that require wise counsel, mature judgment and decisive action. Let us, then, be found in our respective places, diligent in enacting such laws as are best calculated to secure prosperity and happiness in every home in Vermont.

The speaker directed the house to the election of clerks for the two years next ensuing and requested that ballots be prepared and forwarded for that purpose.

The ballots, having been taken and counted it appeared that

WILLIAM W. STICKNEY

of Ludlow, having received a majority of all the votes cast was elected clerk of the house of representatives for the two years next ensuing.

The speaker designated Mr. Smith of St. Albans and Mr. Moloney of Rutland to wait upon the clerk-elect, inform him of his election, and conduct him to the bar of the house to receive the oath of office.

The committee performed the duty assigned them.

The clerk was duly sworn and entered upon the duties of his office.

Thereupon the representatives, each took and subscribed the oaths required by the constitution of the State.

Mr. Enright of Windsor, moved that the house proceed to the election of a chaplain for the two years ensuing.

Which was agreed to.

Whereupon the speaker directed the attention of the house to the election of a chaplain, and, no other nomination being made, the house ordered the election to be by *vive voce* vote, and Rev. A. J. Hough of Montpelier, was unanimously elected.

A message from the senate by Mr. Powers, their secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that a quorum of the senate have assembled and organized by the election of Geo. M. Powers of Morristown, secretary, Charles S. Dana of New Haven, assistant

secretary, and Frank A. Dwinell, president, *pro tempore*, and are ready on their part to proceed with the business of the session.

Mr. Darling of Chelsea, offered the following joint resolution :

Resolved by the Senate and House of Representatives, That the joint rules of last session are hereby made the joint rules of this session until others are adopted.

Which was read and adopted on the part of the house.

Mr. Proctor of Fairhaven offered the following resolution:

Resolved, That the rules of the last session be adopted as the rules of this house until others are ordered.

Which was read and adopted.

A message from the senate by Mr. Powers, their secretary, as follows:

MR. SPEAKER :

I am directed to inform the house that the senate have appointed the following named senators a committee on the part of the senate to canvass votes for state officers :

Senator Childs of Addison,
Deming of Bennington,
Lincoln of Caledonia,
Rankin of Chittenden,
Grout of Essex,
Adams of Franklin,
Morse of Lamoille,
Reynolds of Grand Isle,
Camp of Orange,
Wheeler of Orleans,
Jennings of Rutland,
Randall of Washington,
Melendy of Windham,
Brown of Windsor.

The senate have on their part adopted joint resolutions, as follows :

Joint resolution providing for a joint assembly to receive the message of the retiring governor.

Joint resolution providing for a joint assembly to receive the report of the joint canvassing committee appointed to canvass the votes for State officers.

In the adoption of which the concurrence of the house is requested.

Mr. Peck of Huntington offered the following resolution :

Resolved, That the clerk inform the senate that the house is organized and ready, on their part, to proceed with the business of the session :

Which was read and adopted.

Joint resolutions from the senate as follows:

Resolved by the Senate and House of Representatives, That the two houses meet in joint assembly on Thursday, October 2nd, next, at eleven o'clock in the forenoon, to receive the message of the retiring governor.

Resolved by the Senate and House of Representatives, That the two houses meet in joint assembly on Thursday, October 2nd, next, at two o'clock and thirty minutes, in the afternoon, to receive the report of the joint canvassing committee to canvass the votes for State officers:

Which were severally read and adopted in concurrence.

The speaker announced as the committee on the part of the house to canvass votes for governor, lieutenant-governor, treasurer, secretary of state, and auditor of accounts, the following named members:

Addison county	Mr. Wilcox of Bridport, Sawyer of Leicester, James of Weybridge;
Bennington county.....	Mr. Childs of Landgrove, Niles of Pownal, Houghton of Stamford;
Caledonia county.....	Mr. Ranney of Kerby, Daniels of Stannard, Brown of Waterford;
Chittenden county.....	Mr. Byington of Charlotte, Bullard of Underhill, Rice of Westford;
Essex county.....	Mr. Wilcox of Granby, Covell of Lemington, Colby of Victory;
Franklin county....	Mr. Paul of Berkshire, Prouty of Franklin, Goodspeed of Montgomery;
Grand Isle county.....	Mr. Fleury of Isle La Motte, Tudhope of North Hero, Petty of South Hero;
Lamoille county.....	Mr. Macoy of Cambridge, Warren of Eden, Houghton of Waterville;
Orange county.....	Mr. Darling of Chelsea, Olmstead of Newbury, Huntington of Washington;
Orleans county.....	Mr. Robbins of Derby; Macomber of Jay, Farmer of Westmore;

Rutland county	Mr. Horton of Chittenden, Abell of West Haven, Claghorn of Wallingford;
Washington county	Mr. Chipman of Fayston, Kenyon of Northfield, Eldredge of Warren;
Windham county	Mr. Powers of Athens, Rice of Somerset, Dexter of Wardsboro;
Windsor county	Mr. Morgan of Barnard, Parkhurst of Sharon, Taylor of West Windsor.

Mr. Merrill of Enosburgh offered the following resolution:

Resolved, That the clerk be directed to furnish each member and officer of the house with two daily newspapers, published within the State, to be selected by said members and officers.

And the question being, Shall the resolution be adopted? Mr. Darling of Chelsea moved to amend the same by adding thereto the words, *without expense to the State*.

Which was agreed to. Yeas, 190; nays, 46.

The yeas and nays having been demanded by Mr. Croft of Clarendon were taken, and are as follows:

The members who voted in the affirmative are Messrs.

Adams,	Claghorn,	Hallock,
Alken,	Clogston,	Harlow,
Amsden,	Colby,	Harvey,
Bailey,	Conway,	Heath,
Bartlett,	Cook,	Hemenway,
Bean,	Covell,	Hewett,
Bemis,	Croft,	Hill of Elmore,
Blake,	Cree,	Hill of Lunenburg.
Blakely,	Crossett,	Hobson,
Bowen,	Cummings,	Holden,
Boynton of Westfield,	Daniels,	Houghton of Bennington,
Boynton of Woodstock,	Darling of Chelsea,	Houghton of Stamford,
Bradley,	Darling of Middlesex,	Houghton of Waterville,
Briggs,	Davis of Corinth,	Houghton of Westminster,
Brockway,	Davis of Danville,	Hubbard,
Brown of Goshen,	Dexter,	Humphrey,
Brown of Sheldon,	Donaldson,	Huntington,
Brown of Tunbridge,	Drury,	Hyde,
Brown of Waterford,	Dunham,	Jackson,
Brown of Whitingham,	Eastman,	Janes,
Bucklin,	Fairbanks,	Jones,
Bugbee,	Farmer,	Joslyn,
Bullard,	Fay of Milton,	Jubell,
Burbank,	Field,	Kelley,
Burnett,	Fisher,	Kellogg,
Burroughs,	Fitch,	Kelton,
Buttolph,	Fitts of Cabot,	Kenyon,
Canfield,	Fitts of Vershire,	Kezer,
Cannon of Moretown,	Flint,	Kidder,
Cannon of West Rutland,	Francis,	Kimball,
Carpenter of Starksboro,	Frizzell,	Labaree,
Chafey,	Gardner,	Ladd,
Chamberlin,	Gipson,	Langdon,
Chandler,	Gleason,	Livingston,
Chase,	Goodspeed,	Macomber,
Chedel,	Green,	Macoy,
Childs,	Griffith,	Mann,
Chipman,	Gulley,	Marsh.

Marshall,
Martin,
Miller of Dummerston,
Miller of Shelburne,
Miller of West Fairlee,
Montgomery,
Moore,
Morgan,
Needham,
Niles,
Nute,
Olmstead,
Orvis,
Parker,
Parkhurst,
Parlin,
Peck,
Perry of Barre,
Perry of Newfane,
Petty,
Phelps,
Pierce,
Pollard,
Powers,
Preston,
Proctor of Fair Haven,

Proctor of Proctor,
Prouty of Fairfield,
Prouty of Franklin,
Ranney,
Reed,
Rice of Somerset,
Rice of Westford,
Robbins,
Robinson,
Rogers,
Rooney,
Ryan,
Ryther,
Sanderson,
Sawyer of Leicester,
Sawyer of Sudbury,
Sayles,
Shepardson,
Simonds,
Smith of Fairlee,
Smith of Pittsford,
Smith of Stratton,
Smith of Topsham,
Spaulding,
Squier,
Stearns,

Steele,
Stevens of Bloomfield,
Stevens of Maldstone,
Stowe,
Tarbell,
Taylor of Fletcher,
Taylor of West Windsor,
Templeton,
Thomas of Hubbardton,
Tillotson,
Tucker,
Tudhope,
Tyler,
Walbridge,
Walker,
Warner,
Warren,
Waterman,
Wells,
White,
Wilcox of Granby,
Williams,
Wood,
Woobury.—190.

Those members who voted in the negative are Messrs.

Abell,
Beebe,
Birchard,
Booth,
Byington,
Carpenter of Rupert,
Childs,
Clark,
Coe,
Cross,
Davis of Essex,
Dexter,
Eldredge,
Enright,
Fay of Jericho,
Fleury,

Gilman,
Goodro,
Gove,
Gray,
Hastings,
Hibbard,
Horton,
Hulett,
James,
Johnson,
Kendall,
Kinerson,
Lawrence,
Manning,
Merrill,

Paul,
Phillips,
Sherwin,
Smith of Royalton,
Smith of St. Albans,
Stebbins,
Taylor of Cornwall,
Thomas of Monkton,
Thompson,
Thrasher,
Tomlinson,
Ware,
Wedgeworth,
Wilcox of Bridport,
Wright.—46.

And the question recurring, shall the resolution be adopted? it was on motion of Mr. Miller of Shelburne, *ordered to lie*.

On motion of Mr. Thompson of Irasburgh, the house adjourned.

THURSDAY, OCTOBER 2, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

Mr. Thompson of Irasburgh, moved that a committee be appointed to inform His Excellency, the Governor, that the house had completed its organization and is ready to proceed with the business of the session.

Which was agreed to.

The chair thereupon appointed as a committee to give such information to His Excellency, the Governor,

Mr. Thompson of Irasburgh,
Bullard of Underhill,

who performed the duty assigned them and reported that His Excellency, the Governor, would deliver his retiring message in presence of the general assembly at eleven o'clock, the hour fixed upon by the two houses.

The speaker announced the appointment, agreeably to law, of the following named persons as reporters of the house of representatives:

Mr. John H. Mimms of St. Albans,
Frank D. White of Rutland.

A message was received from His Excellency, the Governor, by Mr. Howland, secretary of civil and military affairs, as follows :

MR. SPEAKER :

I am directed by the Governor to deliver to the house of representatives communications in writing with accompanying documents.

The speaker announced the appointment of the standing committee :

ON RULES.

Mr. Thompson of Irasburgh,
Marshall of Brattleboro,
Livingston of Morristown.

The speaker also announced as the committee on the part of the house:

ON JOINT RULES.

Mr. Davis of Danville,
Peck of Hinesburgh,
Manning of Weston.

A message from the senate by Mr. Powers, their secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have on their part adopted a joint resolution relating to joint rules.

In the adoption of which the concurrence of the house is requested.

The senate have appointed as a committee on their part to canvass votes for county and probate officers and justices of the peace:

Senator Allen of Addison,
Abbott of Bennington,
Nichols of Caledonia,
Dow of Chittenden,
Grout of Essex,
Fairchild of Franklin,
Morse of Lamoille,
Reynolds of Grand Isle,
Harvey of Orange,
Cleveland of Orleans,
Dickinson of Rutland,
Dwinell of Washington,
Smith of Windham,
Smith of Windsor.

Joint resolution from the senate as follows:

Resolved by the Senate and House of Representatives, That the joint rules of the session of 1888 be the joint rules of this session until others are adopted.

Which was read and adopted in concurrence.

At eleven o'clock, the hour for joint assembly having arrived, the senate appeared in the hall of the house.

The joint assembly having concluded its session the speaker resumed the chair.

On motion of Mr. Clark of Halifax, the house adjourned.

AFTERNOON.

A message from the senate by Mr. Powers, their secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have on their part adopted a joint resolution relating to printing the report of the commissioner of agricultural and manufacturing interests.

In the adoption of which the concurrence of the house is requested.

The senate have considered a joint resolution from the house relating to joint rules.

And have adopted the same in concurrence.

The speaker announced that the clerk had appointed as his assistants,

Mr. John H. Merrifield of Newfane,
Fred A. Howland of Waterbury.

Joint resolution from the senate as follows:

Resolved by the Senate and House of Representatives, That the secretary of the senate be directed to procure the printing of one thousand copies of the report of the commissioner of agricultural and manufacturing interests, for distribution.

Which was read and adopted in concurrence.

The speaker laid before the house a communication from His Excellency, the Governor, as follows:

STATE OF VERMONT,

EXECUTIVE DEPARTMENT,
MONTPELIER, October 1, 1890. }

To the Speaker of the House of Representatives:

SIR:—I have the honor to transmit herewith, for the use of the general assembly, the report of the State geologist and curator of cabinet, the report of the cattle commissioners, and the report of the trustees appointed to carry out the provisions of an act to provide for the erection of a monument to the memory of General Stannard.

WILLIAM P. DILLINGHAM.

(For report first above mentioned see Appendix "A.")

(For report secondly above mentioned see Appendix "B.")

(For report lastly above mentioned see Appendix "C.")

Which reports were on motion of Mr. Mann of Wilmington, severally *ordered to lie*, and the clerk directed to procure the printing of the usual number of copies of each for the use of the general assembly.

The hour for joint assembly having arrived the senate appeared in the hall of the house.

The joint assembly having completed its session the speaker resumed the chair.

On motion of Mr. Miller of Shelburne, the house adjourned.

FRIDAY, OCTOBER, 3, 1890.

Reading of the scriptures and prayer by Rev. E. A. Bishop of Montpelier.

Journal of yesterday read and approved.

Mr. Hugh Woodbury, the representative from the town of Timmouth, presented his credentials, received the oath of office and was admitted to his seat in the house.

Mr. Merrill of Enosburgh offered the following resolution :

Resolved, That so much of the governor's message as pertains to the Australian ballot system be referred to the committee on elections, and that they be instructed to prepare a bill thereon at the earliest practicable moment, and submit the same to the house for its consideration.

Which was read and adopted.

A message from the senate by Mr. Powers, their secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the president of the senate has announced the appointment of Mr. Eugene E. Howe of Arlington, to be official reporter of the senate.

The senate have appointed as the joint committee on joint rules on the part of the senate,

Senators Grout of Essex,
Roberts of Chittenden.

Mr. Darling of Chelsea, offered the following joint resolution :

Resolved by the Senate and House of Representatives, That the president of the senate and speaker of the house respectively, appoint three senators and five representatives as a joint special committee to be called the joint committee on temperance, to whom shall be referred all bills, petitions, and other papers relating to temperance, together with so much of the governor's message and of the message of the retiring governor as refers to that subject.

Which was read and adopted on the part of the house.

Mr. Thompson of Irasburgh, from the committee on rules, submitted the following report:

TO THE HOUSE OF REPRESENTATIVES:

The committee on rules respectfully submits the following rules and recommends their adoption.

L. H. THOMPSON, }
O. A. MARSHALL, } *Committee.*
F. B. LIVINGSTON, }

RULES AND ORDERS

OF THE

HOUSE OF REPRESENTATIVES.

RULE 1.

Previous to the first meeting of the house which shall occur after the election of speaker and clerk, at half-past eight o'clock in the morning, or half-past one in the afternoon, as the case may require, and before the house shall be called to order, the speaker shall direct the Sergeant-at-Arms to cause the seats to be vacated, and the clerk shall place in a box prepared for the purpose, ballots designating the name of the several towns in the State, and shall proceed to draw therefrom, impartially, one ballot at a time, until all are drawn; and as each ballot is drawn, the member from the town designated by such ballot shall personally, if present, or may by proxy, if absent, select his seat, and shall occupy the same during the drawing, either by himself or his proxy. If any member from any town so drawn shall not be present, either himself or by his proxy, at the time of such drawing, the town next drawn shall have preference.

RULE 2.

The house shall meet every day (Sundays excepted), at ten o'clock in the morning, and at two o'clock in the afternoon, unless otherwise ordered.

RULE 3.

OF COMMITTEES.

At the commencement of each session the following standing committees shall be appointed, viz:—A committee of three members, to report rules of the house.

A committee of seven members, to whom shall be referred all matters relating to the election of members; to be denominated the Committee on *Elections*.

A committee of seven members, to whom shall be referred all matters relating to the government of the United States, and the relations of the State to it; to be denominated the Committee on *Federal Relations*.

A committee consisting of nine members, to whom shall be referred all matters affecting the revenue of the State, and who shall inquire into the state of the treasury; ascertain the amount of debts due the State, and claims against it; report the amount of taxes necessary to be raised for the support of government, and inquire what measure, if any, ought to be adopted, the better to equalize the public burdens, secure the accountability of public agents, and otherwise improve the financial concerns of the State; to be denominated the Committee of *Ways and Means*.

A committee consisting of seven members, to whom shall be referred all matters relating to the militia; to be denominated the Committee on *Military Affairs*.

A committee consisting of nine members, to whom shall be referred all matters relating to the judiciary; to be denominated the *Judiciary Committee*.

A committee consisting of nine members, to whom shall be referred all matters relating to literary and scientific subjects; to be denominated the Committee on *Education*.

A committee consisting of fifteen members, to whom shall be referred all claims against the State; to be denominated the Committee of *Claims*.

A committee consisting of nine members, to whom shall be referred all matters relating to railroads; to be denominated the Committee on *Railroads*.

A committee consisting of fifteen members, to whom shall be referred all matters relating to highways, bridges and ferries; to be denominated the Committee on *Highways, Bridges and Ferries*.

A committee consisting of nine members, to whom shall be referred all matters relating to banks, savings banks and trust companies; to be denominated the Committee on *Banks*.

A committee consisting of nine members, to whom shall be referred all matters relating to domestic manufactures; to be denominated the Committee on *Manufactures*.

A committee consisting of fifteen members, to whom shall be referred all matters relating to agriculture; to be denominated the Committee on *Agriculture*.

A committee consisting of fifteen members, to whom shall be referred all matters relating to land taxes; to be denominated the *Land Tax Committee*.

A committee of fifteen members to whom shall be referred all matters relating to the grand list; to be denominated the Committee on the *Grand List*.

A committee of fifteen members, to whom shall be referred all

subjects for which there shall be no other appropriate committee ; to be denominated the *General Committee*.

A committee of one member from each county, whose duty it shall be to receive and distribute all public documents and papers, printed for the use of the members ; to be denominated the *Distributing Committee*.

A committee consisting of seven members, to whom shall be referred all matters relating to the State prison ; to be denominated the Committee on the *State Prison*.

A committee of nine members, to whom shall be referred all bills and other matters relative to private corporations ; to be denominated the Committee on *Corporations*.

A committee of seven members, to whom shall be referred all bills and other matters relative to town lines ; to be denominated the Committee on *Town Lines*.

A committee consisting of one member from each county, who shall consider all matters relating to the mileage and debentures of the members of the house ; to be denominated the Committee on *Mileage and Debentures*.

A committee consisting of seven members, to whom shall be referred all matters relating to the public buildings ; to be denominated the Committee on *Public Buildings*.

A committee consisting of seven members, to whom shall be referred all matters relating to the insane asylum ; to be denominated the Committee on the *Insane*.

RULE 4.

No committee shall sit during the session of the house, without leave from the house.

RULE 5.

Committees shall consider and report to the house upon all matters referred to them, and they may report by bill or otherwise.

RULE 6.

Committees shall be made by the speaker, but any appointment so made, may, on motion of a member, be overruled by the house ; in which case the house shall, on nomination of a member, immediately fill the vacancy.

RULE 7.

A member shall be excused from service on any committee upon his request, if at the time of his appointment he is a member of two other committees.

RULE 8.

Whenever the house orders the appointment of a committee, the speaker shall be entitled to one recess of the house in which to make the appointment.

RULE 9.

Of the Rights and Duties of the Speaker and other Members.
The speaker shall take the chair at the hour to which the house adjourned, call it to order and proceed to business; causing the journals of the previous day to be read at the opening of the house on each day, unless otherwise ordered by the house. He shall preserve order and may speak on questions of order in preference to any other member, rising from his seat for that purpose; and shall decide on all questions of order, subject to an appeal to the house.

RULE 10.

In case of any disturbance or disorderly conduct in the gallery or lobby, the speaker may cause the same to be cleared.

RULE 11.

If any member, in speaking or otherwise, transgress the rules of the house, the speaker shall, or any other member may, call to order, in which case the member so called to order shall immediately sit down, unless permitted to explain; and the house shall, if appealed to, decide the same without debate. If the decision be in favor of the member called to order, he shall be at liberty to proceed; if otherwise, and the case requires, he shall be liable to the censure of the house.

RULE 12.

No member shall speak more than twice to the same question without permission from the house; nor shall he speak the second time while the floor is claimed by a member who has not spoken to the question under consideration.

RULE 13.

No member shall absent himself from the service of the house unless he have leave of absence, is sick or unable to attend.

RULE 14.

The yeas and nays shall be ordered on any question, on demand of a member, and when taken, and also on a division of the house, every member present except the speaker shall vote; unless excused by the house; but no member shall be compelled to vote who was

not present when the question was stated from the chair ; nor shall any one, in taking the yeas and nays, be permitted to vote, except by unanimous consent, who was not within the bar of the house when his name was called ; and when any member asks leave to vote, the speaker shall propound to him the question : "Were you within the bar of the house when your name was called ?" Nor shall any member be permitted to vote on any question in which he is immediately or directly interested. No member or other person shall visit or remain by the clerk's table while the yeas and nays are being called ; or the ballots are being counted.

RULE 15.

In all cases of ballots, the speaker shall vote ; in other cases he shall not be required to vote, unless the house be equally divided, or unless his vote, if given to the minority, will make the division equal ; and in case of such equal division, the question shall be lost.

RULE 16.

A member in the minority or one who did not vote on any question, shall not have a right to move a reconsideration thereof, nor shall a motion for reconsideration be in order, unless made before the close of the next day of actual session after that on which the vote was taken.

RULE 17.

A member, on presenting a resolution, shall state, shortly, the object of it, and be held responsible for the propriety of expression therein used.

RULE 18.

Every motion shall be reduced to writing by the mover, if required by the speaker, or any other member.

RULE 19.

The speaker may call upon any member to discharge the duties of the chair whenever he shall find it necessary to retire from it ; and such member shall discharge all the duties devolving upon the speaker, for a time not exceeding six regular sessions, and if at the expiration of said time the speaker shall be unable to occupy the chair, the house shall elect from its members a speaker *pro tem.*, who shall serve until the speaker shall be able to resume the duties of his office ; and when the house shall go into committee of the whole, the chairman shall be named by the speaker.

RULE 20.

All petitions shall be referred to a committee without reading, unless the reading be demanded by a member.

RULE 21.

The house having once decided on any question, it shall not again be brought before the house by any member thereof, in any form whatever, during the same session.

RULE 22.

When a motion shall be made for a call of the house, the call shall be ordered if said motion is sustained by a majority of the members present.

RULE 23.

No motion to amend the rules of the house shall be acted upon until it shall have been before the house at least twenty-four hours.

RULE 24.

The governor, lieutenant-governor, treasurer, secretary of state, auditor of accounts, secretary of civil and military affairs, members of the state senate, senators and members of congress, judges of the supreme and circuit courts, the district judge, collector, attorney, marshal of the United States, and such as have previously held those offices, the clergy and such as may be introduced by a member, shall be admitted to seats on the floor of the house.

RULE 25.

Counsel may be admitted to advocate any cause, if permitted by three-fourths of the members present.

RULE 26.

No bill shall pass the house until it shall have been read three several times, the last of which shall be at least twenty-four hours after the first reading, and the third reading of all bills of a public nature shall be ordered for some particular day.

RULE 27.

All bills shall be read a second time by their titles only, unless the reading shall be demanded by a member; and all bills after the second reading, and all petitions, memorials, remonstrances, resolutions and other papers, calling for legislative action (except such as have been reported by a committee), no objection being made, shall be referred by the speaker to appropriate committees.

RULE 28.

No bill for the charter, re-charter, or increase of capital of any bank, or for the alteration of county or town lines, or the removal or alteration of shires, shall be entertained by the house, unless it is made to appear to the committee to which it may have been referred that the required notice has been given.

RULE 29.

The subject-matter of a bill shall be briefly indicated in the title by the mover, at the time of its introduction; and every bill and resolution shall be properly folded, and the name of the mover, and the town he represents, shall be legibly written on the bottom of the same before it shall be offered.

RULE 30.

A two-thirds vote of all present shall be required for the suspension of any rule of the house.

MOTIONS.

RULE 31.

A motion to adjourn shall always be in order, and shall be determined without debate.

RULE 32.

Motions on bills and resolutions shall be sustained in the following order:

1. To dismiss.
2. To postpone to a day certain.
3. To lay on the table.
4. To commit.
5. To amend.

RULE 33.

If the question in debate contains several points, the same shall be divided on the demand of a member. A motion to strike out or insert shall not be divided, but the rejection of a motion to strike out and insert one proposition shall not preclude a motion to strike out and insert a different one, or a motion simply to strike out prevent a subsequent one to strike out and insert.

RULE 34.

In filling blanks, the largest sum and the longest time shall be the first in order.

RULE 35.

ORDER OF BUSINESS.

The first hour of each morning's sitting may be devoted to the reception and disposal of petitions, memorials, remonstrances, motions, resolutions and the introduction of bills; after which the orders of the day, or other proper business, shall be announced, always commencing with the unfinished business of the last sitting. The first hour of the afternoon's sitting may be occupied in the re-

ceiving and disposing of reports of committees and in completing the business of the morning hour; at the expiration of which, the house will again take up the orders of the day.

RULE 36.

REPORTS.

Reports of committees may be signed by any member in behalf of a committee, and made to the house by laying the same on the speaker's table during a session. The signer of such report shall be held responsible for the accuracy of its statements and the propriety of its language, and when the same shall be under consideration he shall be further liable to answer all proper calls of any member of the house for additional statements of facts.

RULE 37.

All bills and other matters reported to the house by committee, requiring the action of the house, shall be taken up and considered in the same order in which they are reported, unless the house should otherwise direct.

RULE 38.

At any time in the course of debate on a debatable question a member may move "that debate upon the pending question do now close," and the speaker shall put the motion to the house without debate, and if the motion is decided in the affirmative, debate shall be closed on the immediate pending question. Or a member may move "that debate on the whole question do now close," and if the motion be decided in the affirmative, debate shall be closed on the whole question, and the main question shall be put in its order; and no debate or motion except a motion to substitute either of said motions for the other when made, and except a motion to adjourn, shall be in order until the main question is put and decided.

RULE 39.

After the second reading of all bills of a public character, the clerk shall cause not less than three hundred copies of the same to be forthwith printed, together with the titles of all bills of a private character, for the use of the members of the general assembly.

RULE 40.

All messages from the house of representatives to the senate shall be transmitted by its clerk or one of his assistants.

RULE 41.

No bill except such as shall be reported by committees, shall be

introduced into the house after the first day of November next, except by consent of two-thirds of the members present.

Which report was accepted, and the rules adopted as the rules of the house.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows :

By Mr. Horton of Chittenden,

H. 1. An act fixing the standard weight of apples and peas.

To the committee on agriculture.

By Mr. Cross of Montpelier,

H. 2. An act to enlarge the powers of the Montpelier public library association.

To the committee on corporations.

Mr. Thompson of Irasburgh, offered the following resolution:

Resolved, That a committee of three members be appointed by the speaker to be denominated the committee on revision of bills, to whom all bills of a public nature, after being reported by committee and ordered to be read the third time, shall be referred. It shall be the duty of said committee to report such amendments as may be necessary to perfect such bills in the matter of form and phraseology without change of substance; and if amendments are made after a bill is reported to the house by said committee on revision of bills, the clerk of the house shall return said bill to said committee for any further amendments as to form and phraseology that may be necessary before such bill is put upon its final passage. Said committee, subject to the approval of the speaker, may appoint a clerk who shall receive the same pay per *diem* as a member of the house.

Which was read and adopted.

Mr. Canfield of Ryegate offered the following joint resolution :

Resolved by the Senate and House of Representatives, That the use of the hall of the house of representatives be granted to the Vermont Bible Society for its anniversary exercises, on Wednesday evening, October fifteenth, 1890.

Which was read and adopted on the part of the house.

Mr. Thompson of Irasburgh offered the following joint resolution :

Resolved by the Senate and House of Representatives, That the general assembly of Vermont, recognizing the great loss which this State has sustained in the death of her distinguished son and citizen, Frederick Billings of Woodstock, and appreciating his high character and worth, his public services, and generous public benefactions, deeply mourn his death, and hereby tender their sincere sympathy to his family and friends in their great bereavement.

Which was read and adopted on the part of the house.

On motion of Mr. Pollard of Chester, the house adjourned to Monday afternoon, at two o'clock.

MONDAY, OCTOBER 6, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of Friday read and approved.

Bills of the following titles were severally introduced, and read the first and second times, and referred as follows :

By Mr. Marshall of Brattleboro,

H. 3. An act to promote purity of elections, secure secrecy of the ballot, and to provide for the printing and distribution of ballots at public expense.

To the committee on elections.

By Mr. Cross of Montpelier,

H. 4. An act to incorporate the Vermont Electric Company.

To the committee on corporations.

By Mr. Moloney of Rutland,

H. 5. An act to provide for the weekly payment of wages by corporations.

To the general committee.

H. 6. An act in amendment of an act relating to telegraph and telephone poles in incorporated villages and cities; approved November 29, 1882.

To the committees on highways, bridges and ferries.

A message from the senate by Mr. Powers, their secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have on their part adopted a joint resolution relating to the canvass of votes for members of congress.

In the adoption of which the concurrence of the house is requested.

The senate have considered joint resolutions from the house, as follows :

Joint resolution granting the hall of the house of representatives to the Vermont Bible Society.

Joint resolution creating joint special committee on temperance.

Joint resolution on the death of Frederick Billings.

And have adopted the same in concurrence.

Joint resolution from the senate as follows:

Resolved by the Senate and House of Representatives, That a joint committee, consisting of one senator and three representatives from each county, be appointed, upon nomination of the president of the senate and speaker of the house of representatives, respectively, to canvass votes given in the several congressional districts, and declare those persons having a majority of all the votes cast in said district, respectively, to be elected representatives to represent this State in the congress of the United States.

Which was read and adopted in concurrence.

On motion of Mr. Manning of Weston, the house adjourned.

TUESDAY, OCTOBER 7, 1890.

Devotional exercises conducted by the chaplain.

Journal of yesterday read and approved.

Resolution relating to furnishing newspapers to members was called up by Mr. Miller of Shelburne, and on motion of Mr. Darling of Chelsea, was *ordered to lie* and be made the special order for this afternoon at three o'clock.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows:

By Mr. Proctor of Fair Haven,

H. 7. An act to repeal number seventeen of the Laws of 1888, relating to discriminations of railroad companies.

To the committee on railroads.

By Mr. Buttolph of Middlebury,

H. 8. An act changing the time for the calling of a grand jury in the county of Addison.

To the judiciary committee.

By Mr. Smith of St. Albans,

H. 9. An act to legalize the grand list of the town of St. Albans for 1890.

To the committee on the grand list.

By Mr. Proctor of Proctor,

H. 10. An act in addition to section one thousand and seventy-five of the Revised Laws, relating to the exemption of debts from trustee process.

To the judiciary committee.

By Mr. Pierce of Calais,

H. 11. An act relating to the assessment and collection of highway taxes.

To the committee on highways, bridges and ferries.

By Mr. Thompson of Irasburgh,

H. 12. An act to amend section 784 of the Revised Laws, relating to a general term of the supreme court.

To the judiciary committee.

Mr. Dustin of Craftsbury offered the following resolution:

Resolved, That the clerk be directed to furnish each member and officer of the house one daily paper at the expense of the State:

Which was read and adopted.

Yeas 130.

Nays 97.

The yeas and nays having been demanded by Mr. Proctor of Fair Haven, were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Abell,
Adams,
Amsden,
Bailey,
Bartlett,
Bean,
Beebe,
Bemis,
Birchard,
Blake,
Blakely,
Booth,
Bowen,
Briggs,
Brown of Goshen,
Brown of Waterford,
Buffum,

Bugbee,
Burbank,
Burroughs,
Buttolph,
Byington,
Canfield,
Carpenter of Rupert,
Carpenter of Starksboro,
Chasey,
Chedel,
Childs,
Chipman,
Clark,
Coe,
Cook,
Cross,
Crossett,

Daniels,
Darling of Middlesex,
Davis of Essex,
Dexter,
Donaldson,
Dustin,
Eldredge,
Enright,
Fairbanks,
Farmer,
Fay of Milton,
Field,
Fleury,
Frizzell,
Gardner,
Gilman,
Glipson,

Gleason,
Goodro,
Goodspeed,
Gove,
Gray,
Green,
Griffith,
Gulley,
Hallock,
Harlow,
Harvey,
Hastings,
Hemenway,
Hewett,
Hibbard,
Hill of Elmore,
Hobson,
Horton,
Houghton of Bennington,
Houghton of Waterville,
Hulett,
Jackson,
James,
Johnson,
Jones,
Joslyn,
Kelton,

Kendall,
Kidder,
Kinerson,
Labaree,
Ladd,
Langdon,
Lawrence,
Livingston,
Manning,
Merrill,
Miller of Shelburne,
Morgan,
Orvis,
Parker,
Parlin,
Paul,
Peck,
Petty,
Phelps,
Phillips,
Preston,
Rice of Westford,
Robbins,
Robinson,
Rogers,
Sayles,
Sherwin,

Simons,
Smith of Royalton,
Smith of St. Albans,
Smith of Stratton,
Stearns,
Tarbell,
Taylor of Cornwall,
Thomas of Hubbardton,
Thomas of Monkton,
Thompson,
Thrasher,
Tillotson,
Tomlinson,
Tucker,
Tudhope,
Ware,
Warren,
Waterman,
Wedgeworth,
Wells,
White,
Wilcox of Bridport,
Wood,
Woodbury,
Wright,—130.

Those members who voted in the negative are Messrs.

Aiken,
Boynton of Westfield,
Boynton of Woodstock,
Brockway,
Brown of Tunbridge,
Brown of Whitingham,
Bucklin,
Bullard,
Burnett,
Cannon of Moretown,
Cannon of West Rutland,
Cave,
Chamberlin,
Chandler,
Claghorn,
Colby,
Covell,
Croft,
Cree,
Cummings,
Darling of Chelsea,
Davis of Corinth,
Davis of Danville,
Drury,
Dunham,
Eastman,
Fay of Jericho,
Fisher,
Fitch,
Fitts of Cabot,
Fitts of Vershire,
Flint,
Francis,

Hill of Lunenburg,
Houghton of Stamford,
Houghton of Westminster,
Humphrey,
Huntington,
Hyde,
Janes,
Jubell,
Kelley,
Kellogg,
Kenyon,
Kezer,
Kimball,
Macomber,
Macoy,
Mann,
Marsh,
Marshall,
Martin,
Miller of Dummerston,
Miller of West Fairlee,
Moloney,
Montgomery,
Moore,
Needham,
Niles,
Nute,
Olmstead,
Parkhurst,
Perry of Barre,
Perry of Newfane,
Pierce,

Powers,
Proctor of Fair Haven,
Proctor of Proctor,
Prouty of Fairfield,
Prouty of Franklin,
Ranney,
Reed,
Rice of Somerset,
Rooney,
Ryan,
Ryther,
Sanderson,
Sawyer of Leicester,
Sawyer of Sudbury,
Shepardson,
Smith of Fairlee,
Smith of Pittsford,
Smith of Topsham,
Spaulding,
Squier,
Steele,
Stevens of Bloomfield,
Stevens of Maldstone,
Stowe,
Taylor of Fletcher,
Taylor of West Windsor,
Templeton,
Tyler,
Walbridge,
Walker,
Warner,
Williams,—96.

So the resolution was adopted.

Mr. Davis from the joint committee on joint rules submitted the following report :

TO THE HOUSE OF REPRESENTATIVES :

The joint committee on joint rules reports and recommends the adoption of the following joint rules :

JOINT RULES
OF THE
SENATE AND HOUSE OF REPRESENTATIVES.

1.

A joint assembly shall be formed by a union of the senate and house of representatives in the hall of the latter, at such time and for such specific purpose only as may be expressed in a concurrent resolution of both houses ; and may adjourn from time to time during the session of the general assembly. The president of the senate shall in all cases preside over, and the secretary of state, or in his absence the secretary of the senate, shall officiate as clerk ; and the rules of the senate, as far as applicable, shall be observed in regulating the proceedings of every joint assembly.

2.

The proceedings of every joint assembly, including the resolution ordering the same, shall be recorded by the clerk in a book kept for that purpose, which shall be preserved in the office of the secretary of state, a copy of which shall be furnished to the governor by the secretary of state, and shall also be published with the journal of the proceedings of the senate.

3.

At the commencement of each session the following joint standing committee, consisting of two senators and three representatives, shall be appointed by the presiding officers of the two houses respectively, to wit :

A Committee on Joint Rules.

Also the following joint standing committees, to consist of three senators and five representatives, to wit :

A Committee on the Library.

A Committee on the House of Correction.

A Committee on the Reform School.

A Committee on Game and Fisheries.

A Committee on State and Court Expenses.

4.

A joint committee of three senators and three representatives shall be appointed by the presiding officers of the two houses, respectively, to whom may be referred all documents transmitted by the governor for the use of the general assembly, who shall report thereon to that house from which they were received.

5.

The committee of the senate and house of representatives, to whom the same subject matter shall have been referred, may, for the purpose of facilitating business, meet together as a joint committee, and make a joint or separate report to either or both houses, as they may think expedient.

6.

In every case of disagreement between the senate and house of representatives, if either shall request a conference and appoint a committee for that purpose, and the other house shall also appoint a committee on its part, such committees shall meet at a convenient hour, to be agreed upon by their chairmen, in the conference-room, and state to each other, verbally or in writing, the reasons of each house for its vote on the subject matter of disagreement, confer freely thereon, and make a report of their doings to their respective houses as soon as may be.

7.

Committees of conference shall consist of an equal number from each house, and shall return the papers referred to them to that house which last voted upon the subject matter of disagreement. The report of the committee of conference cannot be amended or altered, as that of other committees may be. In all cases of conference asked after a vote of disagreement, the conferees of the house asking it are to leave the papers with the conferees of the other.

8.

After each house shall have adhered to the vote of disagreement, a bill or resolution shall be lost.

9.

When the bills and resolutions are on their passage between the two houses, they shall be verified by the attestation of the secretary or clerk of each house, respectively, and all bills after their third reading has been ordered, and before being read the third time, shall be duly engrossed, if the house in which they originated so order; and all joint resolutions shall be fairly engrossed, after their passage in the house in which they originated, and shall, when finally passed, be signed by the presiding officers of both houses, in the same manner as bills.

10.

When a bill or resolution which shall have passed one house, is rejected in the other, notice thereof shall be given to the house in which the same shall have passed; and all such rejected bills or resolutions, with the accompanying papers, shall be returned to and left in the custody of the house which first acted on them.

11.

Each house shall transmit to the other all papers on which any bill or resolution shall be founded ; and should any bill or resolution pass both houses the same papers shall be delivered to the governor.

12.

No bill which shall have passed one house, shall be sent for concurrence to the other on the last day of the session.

13.

A two-thirds vote of all present shall be required for the suspension of any joint rule.

All of which is respectfully submitted.

S. E. GROUT,	}	<i>Committee on the part of the Senate.</i>
ROBERT ROBERTS,		

GEORGE B. DAVIS,	}	<i>Committee on the part of the House.</i>
C. G. PECK,		
W. W. MANNING,		

Which was read, and the joint rules as reported were adopted on the part of the house.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have considered the report of the joint committee on joint rules.

And have on their part adopted the same.

The speaker laid before the house a communication from His Excellency, the Governor, as follows :

STATE OF VERMONT,

EXECUTIVE CHAMBER,	}
MONTPELIER, October 2, 1890.	

To the Speaker of the House:

Sir,—I have the honor to inform the house of representatives that I have appointed Henry M. McFarland, secretary of civil and military affairs.

CARROLL S. PAGE.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows :

By Mr. Enright of Windsor,

H. 13. An act in relation to the commitment of insane paupers in the insane asylum.

To the committee on the insane.

By Mr. Davis of Corinth,

H. 14. An act incorporating the Vermont Yearly Meeting of Free Baptists.

To the committee on corporations.

On motion of Mr. Moloney of Rutland, the house adjourned.

AFTERNOON.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows :

By Mr. Prouty of Franklin,

H. 15. An act for repealing the bounty on foxes.

To the committee on agriculture.

By Mr. Enright of Windsor,

H. 16. An act to amend section 4031 Revised Laws, relating to the time that town clerks shall pay to the town treasurer moneys received from the licensing of dogs.

To the general committee.

On motion of Mr. Proctor of Proctor, the house adjourned.

WEDNESDAY, OCTOBER 8, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

Mr. Merrill of Enosburgh offered the following joint resolution :

Resolved by the Senate and House of Representatives, That the portions of the messages of the retiring Governor and of His Excellency, the Governor, relating to a commission of immigration and industrial interests, be referred to a joint special committee

consisting of three members of the senate and five members of the house.

Which was read and adopted on the part of the house.

Resolution relating to furnishing newspapers to members and officers of the house was taken up as unfinished business, and, on motion of Mr. Clark of Halifax, the same was dismissed.

Mr. Darling of Chelsea offered the following joint resolution :

Whereas, in view of the fact that it has become necessary that some new and perhaps untried method must be adopted to provide means for the support of our State government for two years ensuing, and that the people of Vermont have been and now are considering with anxiety and alarm the increasing expenses of the State as shown by the official reports, and which have been so well pointed out by His Excellency, the Governor, therefore

Resolved by the Senate and House of Representatives, That a joint special committee to consist of three senators and seven representatives be appointed by the presiding officer of each house, respectively, to be called a special committee on salaries, to whom shall be referred all bills, petitions and other papers relating to the salaries of the several State officers ; and shall prepare and report such bill or bills as in their judgment are necessary and proper, if any such there need be, for the increase or for the reduction of the salaries of the State officers, from the Governor to the end of the list.

Which was read, and on motion of Mr. Clark of Halifax was ordered to lie, and be printed.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows :

By Mr. Smith of Royalton,

H. 17. An act to relieve the people of Vermont, in part, from the burden of taxation.

To the joint committee on State and court expenses.

By Mr. Clark of Halifax,

H. 18. An act entitled an act fixing the number of judges of the supreme court and their salaries.

To the judiciary committee.

By Mr. Proctor of Proctor,

H. 19. An act in amendment of section three thousand eight hundred and seventy-two of the Revised Laws, in relation to the protection of fish.

To the joint committee on game and fisheries.

By Mr. Humphrey of Poultney,

H. 20. An act to regulate fishing in the waters of Lake St. Catherine, in the towns of Poultney and Wells.

To the same committee.

By Mr. Ryther of Dover,

H. 21. An act relating to the taxation of deposits in savings banks, savings institutions, and trust companies.

To the committee on the grand list.

By Mr. Clark of Halifax,

H. 22. An act relating to county taxes.

To the committee on ways and means.

By Mr. Enright of Windsor,

H. 23. An act to amend Sec. 4003, Revised Laws, in relation to the age of bulls found at large.

To the committee on agriculture.

By Mr. Blake of Swanton,

H. 24. An act to pay R. D. Marvin the sum therein named.

To the committee on claims.

By Mr. Sanderson of Highgate,

H. 25. An act giving dealers in monuments and copings certain powers.

To the committee on manufactures.

By Mr. Colby of Victory,

H. 26. An act to legalize the grand list of Victory for the year 1889.

To the committee on the grand list.

Mr. Robbins of Derby, offered the following joint resolution:

Resolved by the Senate and House of Representatives, That a joint committee to consist of one senator and three representatives from each county be appointed by the presiding officer of each house, respectively, to receive and examine the certificates of votes given in each county for assistant judges of the county court, sheriff, high bailiff, state's attorney, and judges of probate for the two years next ensuing. Also to receive and examine the certificates of votes given in the several towns for justices of the peace for the two years next ensuing, to ascertain and declare the persons duly elected to said offices, and to report the said election to the general assembly, agreeably to the provisions of the constitution.

Which was read and adopted on the part of the house.

A message from the senate by Mr. Powers, their secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have considered joint resolutions from the house as follows:

Joint resolution relating to the Governor's messages.

Joint resolution relating to canvassing votes for county and probate officers and justices of the peace.

And have adopted the same in concurrence.

The speaker announced as the committee on the part of the house to canvass votes for members of congress, the following named members :

FIRST CONGRESSIONAL DISTRICT.

Addison county.....	Mr. Brown of Goshen, Hallock of Waltham, Fisher of Vergennes.
Bennington county.....	Mr. Simonds of Peru, Beebe of Sandgate. Wood of Woodford.
Chittenden county.....	Mr. Wright of Williston, Fay of Jericho, Jubell of Colchester.
Franklin county.....	Mr. Blake of Swanton, Brown of Sheldon, Heath of Richford.
Grand Isle county.....	Mr. Donaldson of Grand Isle, Tudhope of North Hero, Petty of South Hero.
Lamoille county.....	Mr. Hill of Elmore, Waterman of Johnson, Chandler of Belvidere.
Rutland county.....	Mr. Griffith of Mount Tabor, Woodbury of Tinmouth, Spaulding of Sherburne.

SECOND CONGRESSIONAL DISTRICT.

Caledonia county.....	Mr. Canfield of Ryegate, Harvey of Barnet, Cree of Wheelock.
Essex county.....	Mr. Kellogg of Concord, Hubbard of Guildhall, Gardner of Brunswick.
Orange county.....	Mr. Cave of Orange, Smith of Topsham, Davis of Corinth.
Orleans county.....	Mr. Parker of Coventry, Boynton of Westfield, Macomber of Jay.

Washington county	Mr. Perry of Barre, Kelton of East Montpelier, Crossett of Duxbury.
Windham county	Mr. Miller of Dummerston, Phelps of Grafton, Stebbins of Vernon.
Windsor county	Mr. Kezer of Rochester, Labaree of Hartland, Warren of Ludlow.

The speaker announced as the committee on the part of the house to canvass the votes for county officers, judges of probate and justices of the peace, the following named members :

Addison county	Mr. Dunham of Hancock, Hallock of Waltham, Sawyer of Leicester.
Bennington county	Mr. Phillips of Arlington, Childs of Landgrove, Green of Glastenbury.
Caledonia county	Mr. Coe of Burke, Tucker of Hardwick, Rogers of Walden.
Chittenden county	Mr. Davis of Essex, Tomlinson of Huntington, Drury of South Burlington.
Essex county	Mr. Hobson of Brighton, Frizzell of Canaan, Conway of Norton.
Franklin county	Mr. Ladd of Georgia, Shepardson of Fairfax, Prouty of Fairfield.
Grand Isle county	Mr. Wedgeworth of Alburgh, Donaldson of Grand Isle, Tudhope of South Hero.
Lamoille county	Mr. Reed of Wolcott, Livingston of Morristown, Fitch of Hyde Park.
Orange county	Mr. Flint of Braintree, Walbridge of Brookfield, Fitts of Vershire.
Orleans county	Mr. Kidder of Holland, Burroughs of Morgan, Joslyn of Brownington.
Rutland county	Mr. Chedel of Pittsfield, Blakely of Pawlet, Rooney of Mendon.

Washington county	Mr. Darling of Middlesex, Bailey of Woodbury, Templeton of Worcester.
Windham county.....	Mr. Adams of Marlboro, Smith of Stratton, Stearns of Windham.
Windsor county	Mr. Marsh of Andover, Preston of Baltimore, Steele of Stockbridge.

The speaker announced the appointment of the following standing committees :

ON ELECTIONS.

Mr. Darling of Chelsea,
Manning of Weston,
Marshall of Brattleboro,
Carpenter of Starksboro,
Joslyn of Brownington,
Miller of Shelburne,
Houghton of Stamford.

ON FEDERAL RELATIONS.

Mr. Tomlinson of Huntington,
Canaan of Moretown,
Stearns of Windham,
Clogston of Norwich,
Chandler of Belvidere,
Spaulding of Shelburne,
Frizzell of Canaan.

OF WAYS AND MEANS.

Mr. Smith of St. Albans,
Kimball of Randolph,
Cross of Montpelier,
Wells of Burlington,
Burbank of Cavendish,
Amsden of Weathersfield,
Proctor of Proctor,
Robinson of Barton,
Livingston of Morristown.

ON MILITARY AFFAIRS.

Mr. Hibbard of Orwell,
Eldredge of Warren,
Proctor of Fair Haven,
Fay of Milton,

Mr. Chamberlin of Bradford,
Heath of Richford,
Houghton of Bennington.

JUDICIARY COMMITTEE.

Mr. Thompson of Irasburgh,
Mann of Wilmington,
Molony of Rutland,
Darling of Chelsea,
Bullard of Underhill,
Abell of West Haven,
Enright of Windsor,
Smith of St. Albans,
Robinson of Barton.

ON EDUCATION.

Mr. Boynton of Woodstock,
Peck of Hinesburgh,
Powers of Athens,
Humphrey of Poultney,
Petty of South Hero,
Tucker of Hardwick,
Carpenter of Rupert,
Robbins of Derby,
Brown of Sheldon.

ON CLAIMS.

Mr. Merrill of Enosburgh,
Buttolph of Middlebury,
Buffum of Dorset,
Gilman of Sutton,
Davis of Essex,
Smith of Topsham,
Taylor of Cornwall,
Walbridge of Brookfield,
Dustin of Craftsbury,
Holden of Reading,
Paul of Berkshire,
Hastings of Townshend,
Perry of Barre,
Gipson of Brandon,
Conway of Norton.

ON RAILROADS.

Mr. Mann of Wilmington,
Bullard of Underhill,
Merrill of Enosburgh,
Fleury of Isle La Motte,

Mr. Moloney of Rutland,
Nute of Marshfield,
Davis of Danville,
Orvis of Manchester,
Fisher of Vergennes.

ON HIGHWAYS, BRIDGES AND FERRIES.

Mr. Janes of Waterbury,
Taylor of W. Windsor,
Birchard of Shoreham,
Bucklin of Shrewsbury,
Connor of W. Rutland,
Prouty of Franklin,
Ladd of Georgia,
Donaldson of Grand Isle,
Drury of S. Burlington,
Bowen of Sunderland,
Hubbard of Guildhall,
Cummings of Thetford,
Ryther of Dover,
Harvey of Barnet,
Warren of Eden.

ON BANKS.

Mr. Wells of Burlington,
Cross of Montpelier,
Langdon of Berlin,
Williams of Rockingham,
Kimball of Randolph,
Amsden of Weathersfield,
Horton of Chittenden,
Pollard of Chester,
Marshall of Brattleboro.

ON MANUFACTURES.

Mr. Walker of St. Johnsbury,
Olmstead of Newbury,
Gray of Middletown Sp.
Hemenway of Granville,
Shepardson of Fairfax,
Parlin of Charleston,
Stowe of Readsboro,
Colby of Victory,
Macoy of Cambridge.

ON AGRICULTURE.

Mr. Fay of Jericho,
James of Weybridge,
Martin of Williamstown,

Mr. Moore of Plymouth,
Sanderson of Highgate,
Niles of Pownal,
Aiken of Benson,
Bean of Glover,
Bartlett of Plainfield,
Perry of Newfane,
Wedgeworth of Alburgh,
Kellogg of Concord,
Ranney of Kirby,
Hill of Elmore,
Rice of Westford.

LAND TAX COMMITTEE.

Mr. Fitch of Hyde Park,
Field of Panton,
Warner of Ludlow,
Eastman of Groton
Briggs of Searsburgh,
Lawrence of St. George,
Stevens of Bloomfield,
Taylor of Fletcher,
Fitts of Vershire,
Joslyn of Brownington,
Burroughs of Morgan,
Griffith of Mt. Tabor,
Chipman of Fayston,
Ware of Brookline,
Preston of Baltimore.

ON GRAND LIST.

Mr. Harlow of Springfield,
Childs of Landgrove,
Byington of Charlotte,
Chafey of Albany,
Cook of Mt. Holly,
Rice of Somerset,
Gulley of Addison,
Kinerson of Peacham,
Croft of Clarendon,
Bugbee of Pomfret,
Dexter of Wardsboro,
Gleason of Waitsfield,
Tudhope of North Hero,
Reed of Wolcott,
Smith of Fairlee.

GENERAL COMMITTEE.

Mr. Proctor of Proctor,
Squier of Newhaven,
Wright of Williston,
Hyde of Strafford,
Thrasher of Newport,
Kenyon of Northfield,
Tyler of Guilford,
Goodspeed of Montgomery,
Waterman of Johnson,
Brockway of Hartford,
Jones of Castleton,
Pierce of Calais,
Wilcox of Granby,
Thomas of Monkton,
Bemis of Lyndon.

DISTRIBUTING COMMITTEE.

Mr. Wedgeworth of Alburgh,
Marsh of Andover,
Brown of Goshen,
Simonds of Peru,
Coe of Burke,
Lawrence of St. George,
Covell of Lemington,
Prouty of Fairfield,
Houghton of Waterville,
Davis of Corinth,
Kidder of Holland,
White of Ira,
Darling of Middlesex,
Phelps of Grafton.

ON STATE PRISON.

Mr. Enright of Windsor,
Bradley of Sheffield,
Labaree of Hartland,
Needham of Whiting,
Kelley of Danby,
Booth of Ferrisburgh,
Beebe of Sandgate.

ON CORPORATIONS.

Mr. Williams of Rockingham,
Templeton of Worcester,
Clark of Halifax,
Boynton of Westfield,
Gove of Lincoln,
Moloney of Rutland,

Mr. Daniels of Stannard,
Brown of Tunbridge,
Smith of Royalton.

ON TOWN LINES.

Mr. Flint of Braintree,
Miller of Dummerston,
Fitts of Cabot,
Thomas of Hubbardton,
Tillotson of Lowell,
Ryan of Bolton,
Crossett of Duxbury.

ON MILEAGE AND DEBENTURES.

Mr. Hill of Lunenburg,
Morgan of Barnard,
Goodro of Ripton,
Kendall of Winhall,
Rogers of Walden,
Sayles of Richmond,
Paul of Berkshire,
Fleury of Isle La Motte,
Houghton of Waterville,
Huntington of Washington,
Farmer of Westmore,
Smith of Stratton,
Blakely of Pawlet,
Chipman of Fayston.

ON PUBLIC BUILDINGS.

Mr. Horton of Chittenden,
Prouty of Fairfield,
Steele of Stockbridge,
Sawyer of Sudbury,
Macomber of Jay,
Cave of Orange,
Stevens of Maidstone.

ON THE INSANE.

Mr. Phillips of Arlington,
Marsh of Andover,
Brown of Sheldon,
Chase of Bristol,
Jackson of Greensboro,
Brown of Whitingham,
Johnson of Bridgewater.

The speaker announced the appointment of the following special committee:

ON THE REVISION OF BILLS.

Mr. Abell of West Haven,
Smith of St. Albans,
Bullard of Underhill.

The speaker announced the appointment of the following joint standing committees on the part of the house :

ON THE LIBRARY.

Mr. Canfield of Ryegate,
Hulett of Salisbury,
Bailey of Woodbury,
Chedel of Pittsfield,
Parkhurst of Sharon.

ON THE HOUSE OF CORRECTION.

Mr. Humphrey of Poultney,
Kezer of Rochester,
Hewitt of Putney,
Claghorn of Wallingford,
Cree of Wheelock.

ON THE REFORM SCHOOL.

Mr. Mann of Wilmington,
Blake of Swanton,
Wilcox of Bridport,
Tarbell of Londonderry,
Fairbanks of Newark.

ON GAME AND FISHERIES.

Mr. Smith of Pittsford,
Houghton of Westminster,
Parker of Coventry,
Montgomery of Shaftsbury,
Jubell of Colchester.

ON STATE AND COURT EXPENSES.

Mr. Sherwin of Jamaica,
Hobson of Brighton,
Francis of Wells,
Burnett of Bethel,
Miller of West Fairlee.

UNDER THE FOURTH JOINT RULE.

Mr. Stebbins of Vernon,
Warner of Ludlow,
Rooney of Mendon.

The speaker announced the appointment of the following :

JOINT SPECIAL COMMITTEE ON TEMPERANCE.

Mr. Thompson of Irasburgh,
Darling of Chelsea,
Kelton of E. Montpelier,
Phillips of Arlington,
Woodbury of Tinmouth.

And also the following :

JOINT SPECIAL COMMITTEE ON IMMIGRATION AND INDUSTRIAL
INTERESTS.

Mr. Peck of Hinesburgh,
Janes of Waterbury,
Harlow of Springfield,
Sherwin of Jamaica,
Houghton of Stamford.

A message from the senate by Mr. Dana, their assistant secretary,
as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have on their
part appointed the following joint standing committees :

ON LIBRARY.

Senator Fairchild,
Dwinell,
Pease.

ON HOUSE OF CORRECTION.

Senator Peck,
Reynolds,
Morse.

ON REFORM SCHOOL.

Senator Adams,
Wheeler,
Abbott.

ON STATE AND COURT EXPENSES.

Senator Harvey,
Smith of Windsor,
Randall.

ON GAME AND FISHERIES.

Senator Melendy,
Dickinson,
Deming.

UNDER THE FOURTH JOINT RULE.

Senator Dow,
Camp,
Peck.

Also as the joint special committee under joint resolution relating to temperance legislation, on the part of the senate :

Senator Nichols,
Brown,
Kingsley.

Also as the committee on the part of the senate to canvass votes for members of congress :

FIRST CONGRESSIONAL DISTRICT.

Addison county,	-	-	-	Senator Allen,
Bennington county,	-	-	-	" Abbott,
Chittenden county,	-	-	-	" Dow,
Franklin county,	-	-	-	" Fairchild,
Grand Isle county,	-	-	-	" Reynolds,
Lamoille county,	-	-	-	" Morse,
Rutland county,	-	-	-	" Jennings.

SECOND CONGRESSIONAL DISTRICT.

Caldonia county,	-	-	-	Senator Lincoln,
Essex county,	-	-	-	" Grout,
Orange county,	-	-	-	" Camp,
Orleans county,	-	-	-	" Cleveland,
Washington county,	-	-	-	" Randall,
Windham county,	-	-	-	" Melendy,
Windsor county,	-	-	-	" Brown.

Mr. Cannon of West Rutland, presented the petition of G. P. Roddy, and six hundred others, residents of West Rutland, praying for the enactment of a weekly payment law.

Which was referred to the general committee.

Mr. Abell of West Haven, called up the certificate of election of representative from the town of East Haven, and on his motion the same were referred to the committee on elections.

On motion of Mr. Enright of Windsor, the house adjourned.

AFTERNOON.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows :

By Mr. Prouty of Franklin,

H. 27. An act in relation to the fees of town clerks.

To the joint committee on State and court expenses.

By Mr. Smith of Topsham,

H. 28. An act in amendment of No. 48 of the acts of 1886, Laws of Vermont, relating to trustee process.

To the judiciary committee.

The speaker laid before the house a communication from the commissioner of agricultural and manufacturing interests as follows :

STATE OF VERMONT,

OFFICE OF COMMISSIONER OF AGRICULTURAL
AND MANUFACTURING INTERESTS, }
BENNINGTON, October 7th, 1890. }

Hon. H. R. Start, Speaker of the House :

SIR,—In accordance with Sec. 3, Act No. 110 of the session laws of Vermont of A. D. 1888, I have the honor to inclose a bill for the consideration of your honorable body, entitled “An Act providing for a Bureau of Immigration and Industrial Interests.”

Respectfully submitted,

A. B. VALENTINE,

Commissioner of Agriculture and Manufacturing Interests.

The speaker thereupon laid before the house the following bill, prepared as mentioned in the foregoing communication :

H. 29. An act providing for a bureau of immigration and industrial interests.

It is hereby enacted by the General Assembly of the State of Vermont :

SECTION 1. The governor of the State is hereby authorized and required to appoint a commissioner of immigration and industrial interests, whose term of office shall commence December 1st, 1890, and expire November 30th, 1892, at which latter date (November 30th, 1892,) all of the provisions of this act relating to the appointment and duties of such commissioner, shall cease and determine.

SECTION 2. The duties of said commissioner shall be to take such action as shall seem to him best calculated to bring the agricultural, manufacturing and other industrial interests of the State to the knowledge of the people of other states or countries, with especial reference to the purchase, lease, or labor upon lands once under cultivation, but now unoccupied, or other lands available for that purpose within the State, and to the occupancy and development of the manufacturing facilities of Vermont. He shall make

a detailed report of this work, with the result thereof as far as obtainable, to the Legislature at its biennial session of 1892.

SECTION 3. For carrying out the provisions of the preceding section, in addition to the expense of the commission hereinafter provided for, the sum of six thousand dollars is hereby appropriated to be used, in whole or part, by the commissioner at his discretion, to be paid out of the State treasury upon order of the auditor of accounts, to whom the commissioner shall present all bills of expense under this section.

SECTION 4. It shall also be the duty of the commissioner, so far as possible, to compile the statistics from the eleventh United States census, relating to Vermont's industries, and embody them in his final report to the Legislature.

SECTION 5. It shall be the duty of the listers of the several towns of the State, to give any information asked for by the commissioner, and to fill out such blanks as are furnished by him, from the information which the listers can gather in the discharge of their official duties.

SECTION 6. Said commissioner shall be paid his actual expenses in the discharge of his duties, and dollars per day for time actually spent. He is also authorized to employ a clerk, who shall be allowed not exceeding four dollars per day for the time employed, and expenses while traveling on duty pertaining to the bureau, under the direction of the commissioner. Such compensation and expenses shall be audited by the auditor of accounts, and paid upon his order by the State treasurer.

SECTION 7. If for any reason the office of said commissioner become vacant, the governor shall fill such vacancy by the appointment of a commissioner for the balance of the term specified in section one.

SECTION 8. Number three of the acts of the general assembly of A. D. 1888, entitled "An act requiring the listers to procure statistical information for the use of the agricultural and manufacturing commissioner," and act number one hundred and ten of the acts of the general assembly of A. D. 1888, entitled "An act providing for the appointment of a commissioner to investigate the agricultural and manufacturing interests of the State, and devise means to develop the same," are hereby repealed.

Which was read the first and second times and referred to the joint special committee on immigration and industrial interests.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows:

By Mr. Clark of Halifax.

H. 30. An act relating to contracts for labor.

To the judiciary committee.

By Mr. Brown of Whitingham,

H. 31. An act to regulate the rental allowed for the use of telephones and fixing a penalty for its violation.

To the general committee.

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have on their part adopted joint resolutions as follows:

Joint resolution calling for a census exhibit.

Joint resolution instructing the joint standing committee on the reform school to visit said institution.

In the adoption of which the concurrence of the house is requested.

On motion of Mr. Smith of St. Albans, the house adjourned.

THURSDAY, OCTOBER 9, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows:

By Mr. Prouty of Franklin,

H. 32. An act in relation to double taxation.

To the committee on the grand list.

By Mr. Thompson of Irasburgh,

H. 33. An act relating to the commitment of inmates of the Soldiers' Home to the Insane Asylum.

To the committee on the insane.

By Mr. Miller of Dummerston,

H. 34. An act to encourage the occupancy of abandoned farms.

To the committee on the grand list.

By Mr. Kinerson of Peacham,

H. 35. An act exempting from taxation indebtedness secured by mortgage upon real estate and bearing interest not exceeding five per *centum* annually, and the equalization of taxation.

To the committee on the grand list.

By Mr. Thrasher of Newport,

H. 36. An act giving justices of the peace concurrent jurisdiction with the county court, of offenses for intoxication.

To the judiciary committee.

H. 37. An act to pay A. G. Bowley the sum therein named.

To the committee on claims.

By Mr. Thompson of Irasburgh,

H. 38. An act in addition to section four thousand one hundred fifty-four of chapter one hundred ninety-two of the Revised Laws.

To the judiciary committee.

H. 39. An act to simplify indictments for perjury.

To the same committee.

By Mr. Bucklin of Shrewsbury,

H. 40. An act to repeal No. thirty-eight of the laws of 1888, amending section three thousand eight hundred of the Revised Laws, relating to intoxicating liquors.

To the joint special committee on temperance.

By Mr. Canfield of Ryegate,

H. 41. An act to suppress lotteries and other distribution of prizes by chance.

To the judiciary committee.

By Mr. Robbins of Derby,

H. 42. An act to legalize the quadrennial appraisal of real estate in the town of Derby for the year 1886, and the grand list of said town for the years 1888 and 1889.

To the committee on the grand list.

By Mr. Reed of Wolcott,

H. 43. An act to legalize the grand list of the town of Wolcott for the year 1890.

To the same committee.

Mr. Dustin of Craftsbury offered the following joint resolution :

Resolved by the Senate and the House of Representatives, That there shall be a joint committee on public health, consisting of three senators and five representatives, to whom shall be referred all measures relating to the public health.

Which was read and adopted on the part of the house.

Mr. Brown of Sheldon offered the following joint resolution:

Resolved by the Senate and House of Representatives, That in view of the growing desecration of the Sabbath the general assembly of the State of Vermont now in session do hereby request the proper authorities in charge of the world's fair to be holden in Chicago, Illinois, in the year 1892, to close their grounds and buildings on Sunday to all sight-seers.

Resolved, That the secretary of state be, and is, hereby instructed to forward such resolution to the local directors of said fair at Chicago within sixty days of the adoption of the same in concurrence.

Which was read, and on motion of Mr. Clark of Halifax, *ordered to lie and be printed.*

Joint resolutions from the senate as follows:

Resolved by the Senate and House of Representatives, That the joint standing committee on the reform school be instructed to visit said school at Vergennes, inquire into its reformatory methods, its sanitary condition and its practical workings, and report by bill or otherwise.

Resolved by the Senate and House of Representatives, That the secretary of state be directed to procure, as soon as practicable, from the proper officer of the United States government, an official statement of the census of Vermont, as taken under the authority of the United States, in 1890, exhibiting the population of the State by towns and counties, such statement, when procured, to be transmitted to each branch of the general assembly.

Which were severally read and adopted in concurrence.

Mr. Canfield of Ryegate, offered the following joint resolution:

Resolved by the Senate and House of Representatives, That a joint committee of two senators and three representatives be appointed by the presiding officer of each house respectively, to be called the committee on the world's fair, to whom shall be referred that portion of the governor's message pertaining thereto. It shall be the duty of said committee to inaugurate such measures and prepare such exhibits as shall suitably represent the products of the State of Vermont in the world's fair to be holden at Chicago during 1892-3.

Which was read and adopted on the part of the house.

On motion of Mr. Clark of Halifax, the house adjourned.

AFTERNOON.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows :

By Mr. Kimball of Randolph,

H. 44. An act in amendment of act number fifteen of the Session Laws of 1888 in relation to savings banks, saving institutions and trust companies.

To the committee on banks.

By Mr. Janes of Waterbury,

H. 45. An act providing for the appointment of a State road engineer and defining his duties.

To the committee on highways, bridges and ferries.

By Mr. Dexter of Wardsboro,

H. 46. An act relating to fisheries.

To the joint committee on game and fisheries.

By Mr. Spaulding of Shelburne,

H. 47. An act to legalize the grand list of the town of Shelburne for the year 1889 and 1890, including the quadrennial appraisal for the year 1890.

To the committee on the grand list.

By Mr. Darling of Middlesex,

H. 48. An act to enable school district No. 8, in Middlesex, to draw its share of the public school moneys for the year ending June 30, 1890.

To the committee on education.

By Mr. Taylor of Cornwall,

H. 49. An act to repeal No. 110 of the acts of the Legislature of 1888, relating to a commissioner of agricultural and manufacturing interests.

To the judiciary committee.

By Mr. Kimball of Randolph,

H. 50. An act repealing No. 16 of the Laws of 1888, relating to loan and investment companies.

To the committee on banks.

By Mr. Macomber of Jay,

H. 51. An act to legalize the grand lists and quadrennial appraisal of the town of Jay for the year 1890.

To the committee on the grand list.

By Mr. Thompson of Irasburgh,

H. 52. An act in amendment of section 3857 of chapter 169 of the Revised Laws, entitled "The traffic in intoxicating liquors."

To the joint special committee on temperance.

By Mr. Blake of Swanton,

H. 53. An act in amendment of section seven of number seventy-three of the laws of 1884, relating to fish and game.

To the joint committee on game and fisheries.

By Mr. Cannon of West Rutland,

H. 54. An act to legalize the quadrennial appraisal of real estate in the town of West Rutland for the year 1890.

To the committee on the grand list.

The speaker announced that the special committee on revision of bills had, with his approval, appointed Charles D. Watson of St. Albans clerk of said committee.

A message from the senate by Mr. Powers, their secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have appointed as the joint special committee on immigration and industrial interests, on the part of the senate :

Senator Smith of Windham,
Camp,
Adams.

The senate have considered a joint resolution from the house providing for a joint committee on public health.

And have adopted the same in concurrence.

The speaker announced the appointment of the following joint special committee on public health on the part of the house :

Mr. Steele of Stockbridge,
Dustin of Craftsbury,
Eastman of Groton,
Phelps of Grafton,
Brown of Waterford.

On motion of Mr. Miller of Shelburne, the house adjourned.

FRIDAY, OCTOBER 10, 1890.

Reading of the scriptures and prayers by the chaplain.

Journal of yesterday read and approved.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows:

By Mr. Darling of Chelsea, (by request),

H. 55. An act providing for a secret ballot in State and presidential elections.

To the committee on elections.

By Mr. Proctor of Fair Haven,

H. 56. An act regulating fishing in Lake Bomoseen in the towns of Hubbardton and Castleton.

To the joint committee on game and fisheries.

By Mr. Humphrey of Poultney,

H. 57. An act to amend section 3895 of the Revised Laws, relating to the use of dogs in hunting partridges.

To the joint committee on game and fisheries.

By Mr. Enright of Windsor,

H. 58. An act to amend No. 9, acts of 1888, in relation to public instruction.

To the committee on education.

By Mr. Darling of Chelsea,

H. 59. An act to pay Edwin M. Collins the sum therein named.

To the committee on claims.

By Mr. Clark of Halifax,

H. 60. An act to amend No. 10 of the acts of 1886, relating to highways and bridges.

To the committee on highways, bridges and ferries.

By Mr. Smith of Topsham,

H. 61. An act to repeal, amend and add to Act No. 9, laws of 1888, relating to public instruction.

To the committee on education.

By Mr. Sawyer of Sudbury,

H. 62. An act to legalize the quadrennial appraisal of real estate in the town of Sudbury for the year 1890.

To the committee on the grand list.

Mr. Clark of Halifax, called up joint resolution providing for a joint special committee on salaries, and on motion of Mr. Darling of Chelsea, the same was amended by striking out all after the word "representatives" in the eighteenth line thereof and inserting in lieu thereof the following: *That so much of the Governor's message as relates to the salaries of State officers, be referred to the joint committee on State and court expenses, and that they be instructed to prepare and report such bill or bills as are, in their judgment, necessary and proper for the increase or reduction of the salary of any State officer.*

And the question recurring, shall the resolution be adopted on the part of the house? it was decided in the affirmative.

Mr. Bullard, from the judiciary committee, to whom was referred house bill entitled,

H. 30. An act relating to contracts for labor,

Reported in favor of its passage when amended by striking out all of section one and inserting in lieu thereof the following:

When a person under contract for service for a specified time abandons such contract without legal cause, he may recover for his services rendered such a sum, not exceeding the contract price, as is just and reasonable, after deducting such damages as the employer may have sustained by reason of the abandonment of such contract. Nothing in this section shall preclude such employer from recovering full damages occasioned by such abandonment.

Which amendment was agreed to, and the bill, as amended, was ordered to be read the third time on Tuesday morning next.

Mr. Peck of Hinesburgh, moved that when the house adjourns it be until Monday afternoon next, which motion was, on motion of Mr. Darling of Chelsea, amended by striking out the words "Monday afternoon next" and substituting the words *two o'clock and five minutes this afternoon.*

On motion of Mr. Proctor of Fair Haven the house adjourned.

AFTERNOON.

On motion of Mr. Robinson of Barton, the reference of house bill entitled,

H. 49. An act to repeal No. 110 of the acts of the Legislature of 1888, relating to a commissioner of agricultural and manufacturing interests,

Was re-called from the judiciary committee and referred to the special joint committee on immigration and industrial interests.

Mr. Enright, for a majority of the judiciary committee to whom was referred house bill entitled,

H. 36. An act giving justices of the peace concurrent jurisdiction with the county court of offences for intoxication,

Reported in favor of its passage when amended,

First. By striking out of lines seven and eight the words "and the amendments thereto as contained in," and inserting in lieu thereof the words *as amended by*.

Second. By striking out in line nine the words "of the Legislature."

Which amendments were severally agreed to and the bill as amended was ordered to be read the third time on Tuesday morning next.

Mr. Robinson, for a majority of the judiciary committee to whom was referred house bill entitled,

H. 38. An act in addition to section 4154 of chapter 192 of the Revised Laws, entitled Frauds,

Reported in favor of its passage when amended by striking out of lines one and two, section one, the words, "of the county."

Which amendment was agreed to and the bill as amended was ordered to be read the third time on Tuesday morning next.

Mr. Moloney, for a majority of the judiciary committee to whom was referred house bill entitled,

H. 39. An act to simplify indictments for perjury,

Reported in favor of its passage, and the third reading of the bill was ordered for Tuesday morning next.

A message from the senate by Mr. Powers, their secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have on their part adopted joint resolutions as follows :

Joint resolution authorizing senate and house committees on state prison to visit that institution.

Joint resolution instructing the committees of the two houses to visit the house of correction at Rutland.

Joint resolution for the military committee to visit the soldiers' home at Bennington, Vermont.

In the adoption of which the concurrence of the house is requested.

The senate have considered a joint resolution from the house, providing for a joint committee on the World's Fair, and have adopted the same in concurrence with proposal of amendment in the adoption of which the concurrence of the house is requested.

Mr. Peck of Hinesburgh, offered the following resolution :

Resolved, That at half-past two o'clock in the afternoon of Tuesday, the fourteenth day of October instant, the house of representatives will proceed to the election of a senator of the United States for the State of Vermont for the full term of six years from and including the fourth day of March, A. D. 1891, and that each member as his name is called name *viva voce* the person he would elect as such senator, as required by the act of Congress regulating the time and manner of holding elections for senators in Congress, approved July 25th, 1866.

Which was read and adopted.

Senate proposal of amendment to joint resolution providing for a joint committee on the World's Fair, as follows :

By striking out all therein after the word "thereto" in the seventh line of the same and inserting in lieu thereof the following : *It shall be the duty of such committee to inaugurate and report such measures as may seem necessary to provide for the exhibition of the products of Vermont at such fair ; and all matters pertaining thereto which shall be introduced shall be submitted to such committee.*

Was considered and concurred in.

Joint resolutions from the senate as follows :

Resolved by the Senate and House of Representatives, That the senate and house committees on state prison examine into its management and condition ; ascertain what repairs and improvements, if any, are necessary, and report to their respective houses thereon.

Resolved by the Senate and House of Representatives, That the joint standing committee of the House of correction be instructed to visit the institution of the State at Rutland, inquire into its sanitary condition and practical working, and report to their respective houses by bill or otherwise.

Resolved by the Senate and House of Representatives, That the standing committee on military affairs be directed to visit the Vermont soldiers' home at Bennington, Vermont, and report on its sanitary condition, the discipline of the home, and what appropriation is needed for its maintenance for the next two years.

Which were severally read and adopted in concurrence.

Mr. Pollard of Chester introduced a bill entitled,

H. 63. An act in relation to the employment of labor.

Which was read the first and second times and referred to the committee on manufactures.

Mr. Moloney of Rutland, moved that when the house adjourns it be until Monday afternoon next at two o'clock, which was agreed to.

On motion of Mr. Robinson of Barton the house adjourned.

MONDAY, OCTOBER 13, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of Friday read and approved.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows :

By Mr. Proctor of Fair Haven,

H. 64. An act relating to the village of Fair Haven.

To the committee on corporations.

By Mr. Darling of Chelsea,

H. 65. An act providing for a State school tax.

To the committee on education.

H. 66. An act to amend section 4551 of the Revised Laws, relating to the oath to be administered to an officer taking charge of a jury in a criminal cause.

To the judiciary committee.

By Mr. Fisher of Vergennes,

H. 67. An act extending the jurisdiction of the sheriff of the city of Vergennes.

To the same committee.

By Mr. James of Weybridge,

H. 68. An act to pay Ira J. Twitchell the sum therein named.

To the committee on claims.

Mr. Merrill, from the committee on claims to whom was referred house bill entitled,

H. 37. An act to pay A. G. Bowley the sum therein named,

Reported in favor of its passage when amended in section one, line three, by filling the blank before the word "dollars," with the words *forty-one and eighty-four one hundredths*.

Which amendment was agreed to, and the third reading of the bill, as amended, was ordered for to-morrow morning.

Mr. Templeton, of Worcester, presented the remonstrance of E. L. Smith and eight others, citizens of Barre, against the right of James M. Perry, the returned member, to a seat in this house.

Which was read and referred to the committee on elections.

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have on their part adopted a joint resolution relating to committee on the insane.

In the adoption of which the concurrence of the house is requested.

The senate have passed bills of the following titles:

S. 2. An act to repeal section 3616 of the Revised Laws, relating to insurance agents.

S. 7. An act in amendment of section 1516 of the Revised Laws, relating to the discharge of poor debtors.

In the passage of which the concurrence of the house is requested.

Mr. Janes of Waterbury, offered the following joint resolution:

Resolved by the Senate and House of Representatives, That no bill authorizing any expenditure of public money shall be introduced after October thirty-first, and that no bill involving expense to the State shall pass to its third reading until November third.

Resolved, That the clerk be instructed to prepare and have printed for the use of the house, before the morning session of November third, a memorandum of all bills and resolutions intro-

duced calling for expenditure on the part of the State, giving with each title the sum called for in the bill and also a footing of the whole, together with a list of all State officers and their salaries; also the expense to the State of each day's session of this legislature.

Which was read, and on motion of Mr. Clark of Halifax, ordered to lie and be printed.

Joint resolution from the senate as follows:

Resolved by the Senate and House of Representatives, That the standing committees on the insane, in the senate and house, visit the insane asylums in the State, and report to the senate and house, respectively, by bill or otherwise.

Which was read and adopted in concurrence.

Senate bills of the following titles were severally read the first and second times, and referred to the judiciary committee.

S. 2. An act to repeal section 3616 of the Revised Laws, relating to insurance agents.

S. 7. An act in amendment of section 1516, chapter 82, of the Revised Laws, relating to the discharge of poor debtors.

On motion of Mr. Thompson of Irasburgh, the house adjourned.

TUESDAY, OCTOBER 14, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows:

By Mr. Prouty of Franklin,

H. 69. An act to repeal and amend certain acts of the school law of 1888.

To the committee on education.

By Mr. Peck of Hinesburgh,

H. 70. An act providing for the payment of masters, referees, auditors, commissioners in probate appeals, and commissioners to discontinue or establish highways.

To the joint committee on state and court expenses.

By Mr. Croft of Clarendon,

H. 71. An act amending section four thousand and forty-nine of the Revised Laws, relating to actions for damages done by dogs.

To the committee on agriculture.

By Mr. Buttolph of Middlebury,

H. 72. An act authorizing the town of Middlebury to fund its present indebtedness.

To the committee on corporations.

By Mr. Shepardson of Fairfax,

H. 73. An act in addition to section 3178, chapter 146 of the Revised Laws, relating to fences.

To the committee on agriculture.

By Mr. Wells of Burlington,

H. 74. An act to establish a board of street commissioners for the city of Burlington.

To the general committee.

By Mr. Chase of Bristol,

H. 75. An act to incorporate the Rock Springs Water Company.

To the committee on corporations.

House bill entitled,

H. 38. An act in addition to section 4154 of chapter 192 of the Revised Laws, entitled bonds ;

Was taken up and read the third time and passed, and on motion of Mr. Thompson of Irasburgh, the title of the bill was amended by striking out the words "section 4154 of :"

House bills of the following titles were severally read the third time and passed:

H. 30. An act relating to contracts for labor.

H. 36. An act giving justices of the peace concurrent jurisdiction with the county court of offences for intoxication.

H. 37. An act to pay A. G. Bowley the sum therein named.

H. 39. An act to simplify indictments for perjury.

Mr. Buttolph, from the committee on claims, to whom was referred house bill entitled,

H. 24. An act to pay R. D. Marvin the sum therein named,

Reported in favor of its passage, and the third reading of the same was ordered for to-morrow afternoon.

Mr. Smith of Pittsford, presented the petition of P. J. Fleming and eighty-one others, citizens of Pittsford, praying for the enactment of a weekly payment law.

And the same was referred to the general committee.

Mr. Clark of Halifax, called up the joint resolution relating to appropriation bills, and on his motion the same was referred to the committee on joint rules.

Mr. Phillips of Arlington, asked to be, and was excused from further service on the joint special committee on temperance, and thereupon the speaker announced the appointment, in his stead, of Mr. Horton of Chittenden.

On motion of Mr. Chafey of Albany, the house adjourned.

AFTERNOON.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, and their third reading ordered for to-morrow afternoon.

By Mr. Aiken, from the committee on agriculture,

H. 15. An act for repealing the bounty on foxes.

By Mr. Phillips, from the committee on the insane,

H. 33. An act relating to the commitment of inmates of the soldiers home to the insane asylum.

By Mr. Darling, from the judiciary committee,

H. 67. An act extending the jurisdiction of the sheriff of the city of Vergennes.

Mr. Robinson, from the judiciary committee, to whom was referred house bill entitled,

H. 41. An act to suppress lotteries and other distribution of prizes by chance,

Reported adversely to its passage.

And the third reading thereof was refused.

Senate bills of the following titles were severally reported from the judiciary committee to whom they had been referred, favorably to their passage in concurrence, and their third reading ordered for to-morrow afternoon:

By Mr. Abell,

S. 2. An act to repeal section 3616 of the Revised Laws, relating to insurance agents.

By Mr. Smith of St. Albans,

S. 7. An act in amendment of section 1516 of chapter 82 of the Revised Laws, relating to the discharge of poor debtors.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have on their part adopted joint resolutions as follows : joint resolution granting the use of senate chamber to senate of 1882, on the evening of October 30.

Joint resolution providing for a joint assembly of the election of certain State officers.

In the adoption of which the concurrence of the house is requested.

The senate have considered a joint resolution from the house relating to salaries of State officers,

And have adopted the same in concurrence.

Joint resolution from the senate as follows :

Resolved by the Senate and House of Representatives, That the two houses meet in joint assembly at two o'clock and thirty minutes in the afternoon, on Thursday, October 16th, 1890, for the purpose of electing a sergeant-at-arms, brigade commander, adjutant and inspector-general, quartermaster-general, and judge advocate-general.

And the question being, Shall the resolution be adopted in concurrence? Mr. Darling of Chelsea moved that the house propose to the senate to amend the same by striking out, in line six, the figures "16," and inserting in lieu thereof the figures 23.

Which was agreed to, and the resolution was adopted in concurrence, with proposal of amendment.

Joint resolution from the senate as follows :

Resolved by the Senate and House of Representatives, That the use of the senate chamber be granted to the senate of 1882, for a re-union, Thursday evening, October 30th.

Which was read and adopted in concurrence.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows :

By Mr. Smith of St. Albans,

H. 76. An act in relation to the consolidation of certain railroads therein named.

To the judiciary committee.

H. 77. An act in relation to railroad bonds and mortgages.

To the same committee.

By Mr. Prouty of Franklin,

H. 78. An act in relation to highways.

To the committee on highways, bridges and ferries.

. ELECTION OF UNITED STATES SENATOR.

At two o'clock and thirty minutes, the hour fixed for that purpose, the speaker announced that, pursuant to the laws of the United States and agreeably to the resolution of the house, the house will now proceed to vote *viva voce* for a senator in the Congress of the United States, from the State of Vermont, for the full term of six years from and including the fourth day of March, A. D. 1891.

The speaker then directed the clerk to call the roll of the house.

The roll was thereupon called, each member of the house rising as his name was called and announcing his vote for a senator in the Congress of the United States as follows :

Those voting for JUSTIN S. MORRILL were :

Abell,	Flint,	Needham,
Aiken,	Frizzell,	Niles,
Amsden,	Gipson,	Nute,
Bartlett,	Gleason,	Orvis,
Bean,	Goodro,	Parker,
Bebee,	Goodspeed,	Parlin,
Bemis,	Gove,	Peck,
Blake,	Gray,	Perry of Barre,
Blakeley,	Green,	Perry of Newfane,
Boynton of Westfield,	Griffith,	Petty,
Boynton of Woodstock,	Gulley,	Phelps,
Bradley,	Hallock,	Phillips,
Brockway,	Harlow,	Pollard,
Brown of Goshen,	Harvey,	Powers,
Brown of Sheldon,	Hastings,	Preston,
Brown of Tunbridge,	Hemenway,	Proctor of Proctor,
Brown of Waterford,	Hewett,	Prouty of Franklin,
Bucklin,	Hibbard,	Rice of Westford,
Bugbee,	Hill of Elmore,	Robbins,
Burnett,	Hill of Lunenburg,	Robinson,
Burroughs,	Hobson,	Sayles,
Buttolph,	Holden,	Shepardson,
Byington,	Horton,	Sherwin,
Canfield,	Houghton of Waterville,	Simonds,
Carpenter of Rupert,	Houghton of Westminster,	Smith of Fairlee,
Carpenter of Starksboro,	Hubbard,	Smith of Royalton,
Cave,	Hulett,	Smith of St. Albans,
Chafey,	Huntington,	Smith of Stratton,
Chamberlin,	Hyde,	Smith of Topsham,
Chase,	Jackson,	SPEAKER,
Childs,	James,	Stearns,
Chipman,	Johnson,	Stebbins,
Clark,	Jones,	Steele,
Clogston,	Joslyn,	Stowe,
Coe,	Kellogg,	Tarbell,
Cook,	Kelton,	Taylor of Cornwall,
Croft,	Kendall,	Thomas of Hubbardton,
Cross,	Kezer,	Thomas of Monkton,
Crossett,	Kidder,	Thompson,
Cummings,	Kimball,	Thrasher,
Daniels,	Kinerson,	Tomlinson,
Darling of Chelsea,	Labaree,	Tucker,
Darling of Middlesex,	Ladd,	Tudhope,
Davis of Essex,	Langdon,	Tyler,
Dexter,	Lawrence,	Walbridge,
Donaldson,	Livingston,	Walker,
Dunham,	Macoy,	Ware,
Dustin,	Mann,	Waterman,
Eldredge,	Manning,	Wedgeworth,
Fairbanks,	Marsh,	Wells,
Farmer,	Martin,	White,
Fay of Jericho,	Merrill,	Wilcox of Bridport,
Fay of Milton,	Miller of Dummerston,	Wilcox of Granby,
Field,	Miller of Shelburne,	Woodbury,
Fitch,	Moore,	Wright. — 167.
Fleury,	Morgan,	

Those voting for EDWARD J. PHELPS were :

Adams,	Heath,	Rogers,
Briggs,	Houghton of Bennington,	Rooney,
Brown of Whitingham,	Houghton of Stamford,	Ryan,
Buffum,	Humphrey,	Ryther,
Bullard,	Jubell,	Sanderson,
Cannon of Moretown,	Kelley,	Sawyer of Leicester,
Cannon of West Rutland,	Kenyon,	Sawyer of Sudbury,
Chandler,	Macomber,	Smith of Pittsford,
Claghorn,	Marshall,	Spaulding,
Cree,	Miller of West Fairlee,	Squier,
Davis of Corinth,	Montgomery,	Stevens of Bloomfield,
Drury,	Olmsted,	Stevens of Maldstone,
Eastman,	Parkhurst,	Taylor of Fletcher,
Fisher,	Paul,	Templeton,
Fitts of Cabot,	Pierce,	Warner,
Fitts of Vershire,	Proctor of Fair Haven,	Warren,
Francis,	Prouty of Fairfield,	Williams,
Gardner,	Ranney,	Wood.—56.
Gilman,	Rice of Somerset,	

The speaker then declared that JUSTIN S. MORRILL had received a majority of the whole number of votes cast, and directed the clerk, in accordance with the laws of the United States, to enter upon the journal of the house the name of JUSTIN S. MORRILL as the person receiving a majority of the whole number of votes cast for senator in the congress of the United States from the State of Vermont, for the full term of six years from and including the fourth day of March, A. D. 1891.

Mr. Bradley of Sheffield, asked to be, and was, excused from further service on the committee on state prison, and thereupon the speaker announced the appointment in his stead of Mr. Houghton of Stamford.

The speaker announced the appointment of the joint special committee on the world's fair on the part of the house as follows:

Mr. Canfield of Ryegate,
Livingston of Morristown,
Olmsted of Newbury.

Mr. Byington of Charlotte, offered the following joint resolution :

Resolved by the Senate and House of Representatives, That the two houses meet in joint assembly in the hall of the house of representatives at twelve o'clock, noon, on Wednesday, the fifteenth day of October instant, for the purpose of completing the election of senator of the United States for the State of Vermont, for the full term of six years from and including the fourth day of March, A. D. 1891, as required by the act of congress entitled an act regulating the time and manner of holding elections of senators in congress, approved July 25th, 1866.

Which was read and adopted on the part of the house.

On motion of Mr. Kimball of Randolph, the house adjourned.

WEDNESDAY, OCTOBER 15, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows :

By Mr. Prouty of Franklin,

H. 79. An act to equalize taxation.

To the committee on the grand list.

By Mr. Humphrey of Poultney,

H. 80. An act in addition to section 3895, chapter 170, of the Revised Laws, to protect game and fish.

To the joint committee on game and fisheries.

By Mr. Cook of Mount Holly,

H. 81. An act to pay Wesley M. Mitchell the sum therein named.

To the committee on claims.

By Mr. Buttolph of Middlebury,

H. 82. An act to amend an act incorporating the Sheldon art museum, &c., No. 145, 1882.

To the committee on corporations.

By Mr. Thompson of Irasburgh,

H. 83. An act to prevent perjury.

To the judiciary committee.

By Mr. Darling of Chelsea,

H. 84. An act authorizing the assistant judges of Orange county to purchase the interest of the town of Chelsea in the court house in said county.

To a special committee consisting of the members of the house from Orange county.

By Mr. Humphrey of Poultney,

H. 85. An act for the protection of fish in Lake Bomoseen, in the towns of Castleton and Hubbardton.

To the joint committee on game and fisheries.

By Mr. Macoy of Cambridge,

H. 86. An act extending the time of protection of deer.

To the same committee.

By Mr. Canfield of Ryegate,

H. 87. An act to provide for the representation of Vermont at the World's Columbian Exposition,

To the joint special committee on the world's fair.

By Mr. Cave of Orange,

H. 88. An act to prevent persons from unlawfully using or wearing the badge of the Grand Army and Sons of Veterans of the Republic of this State.

To the committee on military affairs.

By Mr. Pierce of Calais,

H. 89. An act relating to the repairs of highways and bridges.

To the committee on highways, bridges and ferries.

By Mr. Proctor of Proctor,

H. 90. An act to incorporate the Proctor Trust company.

To the committee on banks.

By Mr. Hibbard of Orwell,

H. 91. An act to improve the breeding of horses.

To the committee on agriculture.

By Mr. Kimball of Randolph,

H. 92. An act amending section 3276 of the Revised Laws, relating to private corporations.

To the committee on corporations.

By Mr. Sanderson of Highgate,

H. 93. An act to amend section 2009 of the Revised Laws.

To the committee on banks.

By Mr. Bebee of Sandgate,

H. 94. An act to legalize the grand lists and the quadrennial appraisal in the town of Sandgate for the year 1890.

To the committee on the grand list.

Mr. Rice, from a majority of the committee on agriculture, to whom was referred house bill entitled,

H. 1. An act fixing the standard weight of apples and pears,

Reported adversely to its passage and the third reading thereof was refused.

Whereupon Mr. Johnston of Bridgewater moved to reconsider the vote refusing the third reading of the same, which was agreed to, and the question recurring, shall the bill be read the third time?

On motion of Mr. Clark of Halifax, the same was ordered to lie and be made the special order at ten o'clock and thirty minutes to-morrow morning.

Mr. Thompson from the joint special committee on temperance to whom was referred house bill entitled,

H. 52. An act in amendment of section 3857 of chapter 169 of the Revised Laws, entitled "The traffic in intoxicating liquors,"

Reported in favor of its passage, and the third reading of the same was ordered for to-morrow afternoon.

Mr. Darling of Chelsea presented a petition from the Orange County Board of Education praying for a more stringent compulsory law, and for free text books for the common schools,

Which was read and referred to the committee on education.

Mr. Bullard, from the judiciary committee to whom was referred house bill entitled,

H. 66. An act to amend section 4551 of Revised Laws, relating to the oath to be administered to an officer taking charge of a jury in a criminal cause,

Reported in favor of its passage, and the third reading of the same was ordered for to-morrow afternoon.

Mr. Livingston of Morristown offered the following joint resolution:

In view of the extent and importance of the work entrusted to the committee on world's fair, it is hereby

Resolved by the Senate and House of Representatives, That the committee be increased by the addition of two members from the house and one from the senate to be appointed by the presiding officers in each house.

Which was read and adopted on the part of the house.

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have considered a joint resolution from the house relating to the election of a United States senator and have adopted the same in concurrence.

Mr. Chafey from the committee on the grand list, to whom was referred house bill entitled,

H. 54. An act to legalize the quadrennial appraisal of real estate in the town of West Rutland for the year 1890,

Reported in favor of its passage, and the third reading thereof was refused.

Thereupon, on motion of Mr. Thompson of Irasburgh, the house reconsidered its vote refusing the third reading of the bill, and on

motion of the same member, it was recommitted to the committee on the grand list.

Mr. Darling, from the committee on elections, submitted the report of the committee on the East Haven election case.

(For report see Appendix D.)

Which report was read and, on motion of Mr. Bullard of Underhill, ordered to lie and be made the special order for to-morrow morning at ten o'clock and thirty minutes, and the clerk be directed to procure the printing of the usual number of copies of the same for the use of the general assembly.

The hour for joint assembly having arrived the senate appeared in the hall of the house.

The joint assembly having concluded its session, the speaker resumed the chair.

On motion of Mr. Peck of Hinesburgh, the house adjourned.

AFTERNOON.

Bills of the following titles were severally introduced, read the first and second times and referred as follows :

By Mr. Gardner of Brunswick,

H. 95. An act to legalize the grand lists of the town of Brunswick for the years 1886, 1887, 1888 and 1889.

To the committee on the grand list.

By Mr. Kimball of Randolph,

H. 96. An act in addition to the charter of the village of West Randolph.

To the committee on corporations.

By Mr. Prouty of Franklin,

H. 97. An act authorizing the repair or sale of the Union Church edifice and contents at Berkshire Centre.

To the committee on corporations.

By Mr. Enright of Windsor,

H. 98. An act to provide for payment for Roman Catholic services at the State prison.

To the committee on the State prison.

By Mr. Pollard of Chester,

H. 99. An act to amend section 1 of No. 107 of the acts of 1884, relating to the discharge of personal property mortgages.

To the judiciary committee.

House bill entitled

H. 33. An act relating to the commitment of inmates of the soldiers' home to the insane asylum,

Was read the third time, and the question being, shall the bill pass? on motion of Mr. Abell, from the committee on revision of bills, it was committed to that member to amend as follows:

First, By striking out of the last line of section one, the words "required by said act";

Second, By striking out the whole of section two, and inserting in lieu thereof the following:

SEC. 2. *The expense of such hearing and commitment shall be paid by the trustees of the Soldiers' Home in Vermont.*

And the question recurring, shall the bill pass? it was decided in the affirmative.

Mr. Peck of Hinesburgh offered the following joint resolution:

Resolved by the Senate and House of Representatives. That the two houses meet in joint assembly at eleven o'clock, A. M., Thursday, October sixteenth, to receive the reports of the joint committee appointed to canvass votes for representatives in Congress.

Which was read and adopted on the part of the house.

House bill entitled

H. 67. An act extending the jurisdiction of the sheriff of the city of Vergennes,

Was read the third time, and the question being, shall the bill pass? on motion of Mr. Abell from the committee on revision of bills, it was committed to that member to amend in section one, line four, by striking out the word "as," and inserting in lieu thereof the word *that*.

And the question recurring, shall the bill pass? it was decided in the affirmative.

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have considered house proposal of amendment to joint resolution providing for a joint assembly for the election of certain State officers,

And have concurred therein.

The senate have, on their part, adopted a joint resolution providing for a joint assembly to hear the report of the committee appointed to canvass votes for members of congress.

In the adoption of which the concurrence of the house is requested.

Senate bills of the following titles were severally read the third time and passed in concurrence :

S. 2. An act to repeal section 3616 of the Revised Laws, relating to insurance agents.

S. 7. An act in amendment of section 1516 of chapter 82 of the Revised Laws, relating to the discharge of poor debtors.

Joint resolution from the senate as follows :

Resolved by the Senate and House of Representatives, That the two houses meet in joint assembly at three o'clock P. M., Thursday, October 16th, 1890, to hear the report of the joint committee appointed to canvass votes for representatives in congress,

Which was read, and the question being, shall the resolution be adopted in concurrence? on motion of Mr. Peck of Hinesburgh the same was ordered to lie.

House bill entitled

H. 24. An act to pay R. D. Marvin the sum therein named,

Was read the third time and passed.

Mr. Williams, from the committee on corporations, to whom was referred house bill entitled,

H. 2. An act to enlarge the powers of the Montpelier Public Library Association, reported in favor of its passage when amended by inserting a new section as follows:

SEC. 6. *This act shall be subject to alteration, amendment or repeal by any future legislature as the public good may require.*

Also by re-numbering section 6 as section 7.

Which amendments were severally agreed to, and the bill as amended was read the third time and passed.

Mr. Moloney of Rutland, presented the petition of P. K. Peck and others, residents of the town of Rutland, praying for the passage of a weekly payment law, and the same was referred to the general committee.

Mr. Janes of Waterbury, presented the petition of B. F. Field and forty-six others, citizens of praying that no law for licensing the sale of intoxicating liquors be enacted, and the same was referred to the joint special committee on temperance.

Mr. Mann of Wilmington, presented the petition of J. O. Hewett and five hundred and seventy-four others, residents of Rutland, and the petition of Hobart N. Stanhope and eighteen others, citizens of Richford, both praying that no law for licensing the sale of intoxicating liquors be enacted, and the same were referred to the joint special committee on temperance.

On motion of Mr. Kinerson, of Peacham, the house adjourned.

THURSDAY, OCTOBER 16, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows:

By Mr. Merrill of Enosburgh,

H. 100. An act in amendment of, and in addition to, number 195 of the acts of 1886, approved November 19th, 1886, entitled "An act to incorporate the village of Enosburgh Falls."

To the committee on corporations.

By Mr. Dustin of Craftsbury,

H. 101. An act dividing the funds arising from the grammar school lands in Orleans county.

To the committee on education.

By Mr. Harlow of Springfield,

H. 102. An act to pay E. L. Keyes the sum therein named.

To the committee on claims.

By Mr. Enright of Windsor,

H. 103. An act to protect occupants of sleeping cars.

To the committee on railroads.

By Mr. Tucker of Hardwick,

H. 104. An act in amendment of act number 103, section two of the laws of 1888, relating to the protection of horse owners.

To the committee on agriculture.

By Mr. Humphrey of Poultney,

H. 105. An act in amendment of section 2010 of chapter 102 of the Revised Laws, relating to holidays.

To the committee on banks.

By Mr. Robbins of Derby,

H. 106. An act in amendment of number sixty-nine, acts of 1882, entitled "An act in addition to chapter 99, Revised Laws, relating to discharge of personal property mortgages."

To the judiciary committee.

By Mr. Prouty of Franklin,

H. 107. An act relating to fowls running at large.

To the committee on agriculture.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER:

I am directed to inform the house that the senate have considered a joint resolution from the house enlarging the committee on world's fair,

And have adopted the same in concurrence.

The senate have appointed as such committee on the part of the senate :

Senator Cleveland,
Brown,
Jennings.

The senate have passed bills of the following titles :

S. 6. An act to repeal section 696 of chapter forty-three of the Revised Laws entitled court of chancery.

S. 13. An act in amendment of and in addition to sections 2230 and 2234 of the Revised Laws in relation to the descent and distribution of the estates of married women.

In the passage of which the concurrence of the house is requested.
House bill entitled

H. 1. An act fixing the standard weight of apples and pears,

Was taken up as a special order, and the question being, shall the bill be read the third time ? on motion of Mr. Horton of Chittenden the same was dismissed.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have considered a joint resolution from the house providing for a joint assembly to hear report of joint canvassing committee to canvass votes for member of congress.

And have adopted the same in concurrence.

The report of the committee on elections in the East Haven contested election case was taken up as a special order, and the question being, will the house adopt the resolution therein recommended to wit :

Resolved, That H. O. Smith, who received a certificate of election signed by William H. Smith, presiding officer, was duly elected by the freemen of East Haven, at the September election A. D., 1890, and is entitled to a seat upon the floor of the house.

Mr. Moloney of Rutland moved that the report be re-committed to the committee on elections for further consideration,

Which was agreed to.

At eleven o'clock, the hour for joint assembly having arrived, the senate appeared in the hall of the house.

The joint assembly having concluded its session the speaker resumed the chair.

Mr. Brown of Sheldon moved to re-consider the vote re-committing the report in the East Haven contested election case to the committee on elections,

Which was agreed to, and pending the question, shall the report be re-committed to the committee on elections?

On motion of Mr. Proctor of Fair Haven, the house adjourned.

AFTERNOON.

The report of the committee on elections on the East Haven election case was taken up as unfinished business, and the house refused to re-commit the same to the committee on elections.

And the question recurring, shall the resolution reported by the committee be adopted?

Mr. Bullard of Underhill moved that the resolution be amended by striking out all of the same after the word "Resolved," and inserting in lieu thereof the following: *That no one having received a majority of the legal votes cast for town representative at the freemen's meeting at East Haven, at the September election, A. D. 1890, its seat upon the floor of this house is hereby declared vacant.*

Which motion to amend was disagreed to,

Yeas, 47.

Nays, 139.

The yeas and nays having been demanded by Mr. Cannon of West Rutland, were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Bowen,
Bucklin,
Bullard,
Cannon of Moretown,
Cannon of West Rutland,
Conway,
Covell,
Cree,
Davis of Danville,
Eastman,
Fay of Milton,
Fitts of Cabot,
Fitts of Vershire,
Francis,
Gardner,
Gilman.

Green,
Heath,
Houghton of Bennington,
Houghton of Stamford,
Humphrey,
Jubell,
Kelley,
Macomber,
Marshall,
Miller of West Fairlee,
Moloney,
Montgomery,
Olmsted,
Parkhurst,
Pierce,
Proctor of Fair Haven.

Prouty of Fairfield,
Rogers,
Rooney,
Ryan,
Sawyer of Sudbury,
Smith of Pittsford,
Steele,
Stevens of Bloomfield,
Stowe,
Taylor of Fletcher,
Templeton,
Warner,
Warren,
Wedgeworth,
Williams.—47.

Those who voted in the negative are Messrs.

Abell,	Farmer,	Morgan,
Aiken,	Fay of Jericho,	Needham,
Amsden,	Field,	Nute,
Bailey,	Fitch,	Orvis,
Bartlett,	Flint,	Parker,
Bean,	Frizzell,	Parlin,
Bebee,	Gipson,	Peck,
Bemis,	Gleason,	Perry of Barre,
Blake,	Gove,	Perry of Newfane,
Blakely,	Gray,	Petty,
Booth,	Griffith,	Phelps,
Boynton of Woodstock,	Gulley,	Pollard,
Bradley,	Hallock,	Powers,
Brockway,	Harvey,	Preston,
Brown of Goshen,	Hastings,	Proctor of Proctor,
Brown of Tunbridge,	Hemenway,	Prouty of Franklin,
Brown of Waterford,	Hewett,	Reed,
Bugbee,	Hibbard,	Rice of Somerset,
Burbank,	Hill of Elmore,	Rice of Westford,
Burnett,	Hill of Lunenburg,	Robbins,
Burrongs,	Hobson,	Robinson,
Buttolph,	Horton,	Shepardson,
Byington,	Houghton of Waterville,	Smith of Fairlee,
Canfield,	Houghton of Westminster,	Smith of Royalton,
Carpenter of Rupert,	Hubbard,	Smith of St. Albans,
Carpenter of Starksboro,	Hyde,	Smith of Topsham,
Cave,	James,	Stearns,
Chafey,	Janes,	Stebbins,
Chamberlin,	Jones,	Tarbell,
Chedel,	Kellogg,	Taylor of West Windsor,
Chipman,	Kelton,	Thomas of Hubbardton,
Clogston,	Kezer,	Thompson,
Coe,	Kimball,	Thrasher,
Cook,	Kinerson,	Tillotson,
Cross,	Labaree,	Tomlinson,
Crossett,	Ladd,	Tucker,
Cummings,	Langdon,	Tudhope,
Daniels,	Lawrence,	Tyler,
Darling of Chelsea,	Livingston,	Walbridge,
Darling of Middlesex,	Macey,	Walker,
Davis of Essex,	Mann,	Ware,
Dexter,	Manning,	Waterman,
Donaldson,	Martin,	Wells,
Dunham,	Merrill,	White,
Eldredge,	Miller of Dummerston,	Wilcox of Bridport,
Enright,	Miller of Shelburne,	Wilcox of Granby.—139.
Fairbanks,		

And the question recurring, shall the resolution reported by the committee be adopted? it was decided in the affirmative.

Whereupon Harley O. Smith, the representative from the town of East Haven, presented himself at the bar of the house, took and subscribed the oaths required by the constitution, and was admitted to a seat in the house.

Mr. Darling of Chelsea offered the following joint resolution:

Resolved by the Senate and House of Representatives, That the treasurer of this State be instructed to pay Albert W. Hudson, who was a returned member by a certificate of the constable of East Haven, but this day declared not to be entitled to a seat on the floor of this house, his *per diem* up to and including this day, and his mileage.

Which was read and adopted on the part of the house.

Bills of the following titles were severally introduced, read the first and second times and referred as follows:

By Mr. Pollard of Chester,

H. 108. An act in relation to the taxation of quarries and kaolin beds.

To the committee on the grand list.

By Mr. Peck of Hinesburgh,

H. 109. An act to incorporate the Bristol and Richmond Railroad Company.

To the committee on railroads.

By Mr. Prouty of Franklin,

H. 110. An act relating to labor strikes.

To the general committee.

By Mr. Mann of Wilmington,

H. 111. An act construing section one of No. 76 of Acts of 1886, relating to fish.

To the joint committee on game and fisheries.

By Mr. Field of Panton,

H. 112. An act relating to the protection of fish.

To the same committee.

By Mr. Miller of West Fairlee,

H. 113. An act in amendment of No. 103 of Acts of 1888, relating to protection of horse owners.

To the committee on agriculture.

By Mr. Enright of Windsor,

H. 114. An act to regulate the fares on railroads.

To the committee on railroads.

Mr. Fay from the committee on agriculture, to whom was referred house bill entitled

H. 73. An act in relation to section 3178, chapter 146 of the Revised Laws of Vermont, relating to fences,

Reported adversely to its passage, and the third reading thereof was refused.

Senate bills of the following titles were severally read the first and second times and referred to the judiciary committee :

S. 6. An act to repeal section 696 of chapter 43 of the Revised Laws, entitled Court of Chancery.

S. 13. An act in amendment of and in addition to sections 2230 and 2234, Revised Laws of Vermont, relating to the descent and distribution of the real and personal estate of married women.

House bill entitled

H. 52. An act in amendment of section 3859 of chapter 169 of the Revised Laws, entitled "The traffic in intoxicating liquors,"

Was read the third time, and the question being, shall the bill pass? on motion of Mr. Bullard of Underhill, it was ordered to lie and be made the special order for Tuesday morning next at eleven o'clock.

House bill entitled

H. 66. An act to amend section 4551 of the Revised Laws, relating to the oath to be administered to an officer taking charge of a jury in a criminal cause,

Was read the third time and passed.

Mr. James from the committee on agriculture, to whom was referred house bill entitled

H. 23. An act to amend section 4003, Revised Laws, in relation to the age of bulls found at large,

Reported in favor of its passage, and the third reading thereof was ordered for to-morrow afternoon.

Mr. Childs of Landgrove asked to be, and was, excused from further service on the committee on the grand list, and thereupon the speaker announced the appointment, in his stead, of Mr. Simonds of Peru.

On motion of Mr. Ryther of Dover, the house adjourned.

FRIDAY, OCTOBER 17, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows:

By Mr. Darling of Chelsea,

H. 115. An act to amend section 4481 of the Revised Laws, and to reduce State expenses.

To the joint committee on State and court expenses.

By Mr. Thompson of Irasburgh (by request),

H. 116. An act in addition to Chapter 104 of the Revised Laws, and relating to the custody of wills.

To the judiciary committee.

By Mr. Moloney of Rutland (by request),

H. 117. An act providing for the formation of co-operative savings and loan associations.

To the committee on banks.

By Mr. Marshall of Brattleboro (by request),

H. 118. An act to provide for a topographical survey and maps of Vermont.

To the general committee.

By Mr. Perry of Newfane,

H. 119. An act to incorporate the Christian Aid Association.

To the committee on corporations.

By Mr. Moloney of Rutland,

H. 120. An act to legalize the quadrennial appraisal of the real estate of the town of Rutland for the year 1890.

To the committee on the grand list.

By Mr. Prouty of Franklin,

H. 121. An act relating to fares and freights on railroads.

To the committee on railroads.

By Mr. Templeton of Worcester,

H. 122. An act to amend sections 884, 885 and 1618 of the Revised Laws, relating to grand jurors and prosecutions by information.

To the judiciary committee.

By Mr. Thompson of Irasburgh,

H. 123. An act to repeal sections 1002, 1003 and 1004 of Revised Laws, relating to witnesses.

To the same committee.

By Mr. Darling of Chelsea,

H. 124. An act to pay F. H. Godfrey the sum therein named.

To the committee on claims.

By Mr. Boynton of Westfield,

H. 125. An act to pay Carroll Smith the sum therein named.

To the same committee.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have on their part adopted a joint resolution directing the secretary of state to furnish certain court statistics.

In the adoption of which the concurrence of the house is requested.

The senate have passed bills of the following titles:

S. 19. An act declaring the legislative assent of the State of Vermont to the purpose of the grants made by an act of congress, approved August 30, 1890.

S. 26. An act to amend number 193 of the acts of 1884 relating to the charter of the Vermont Investment and Guarantee Company.

In the passage of which the concurrence of the house is requested.

The senate have considered house bill entitled

H. 37. An act to pay A. G. Bowley the sum therein named,

And have passed the same in concurrence.

Senate bills of the following titles were severally read the first and second times and referred as follows:

S. 19. An act declaring the legislative assent of the State of Vermont to the purpose of the grants made by an act of congress, approved August 30, 1890.

To the committee on education.

S. 30. An act in amendment of and in addition to No. 193 of the acts of 1884, relating to the charter of the Vermont Investment and Guarantee Company.

Mr. Harlow from the committee on the grand list to whom was referred house bill entitled

H. 54. An act to legalize the quadrennial appraisal of real estate in the town of West Rutland for the year 1890,

Reported in favor of its passage, and the bill was read the third time and passed.

Join resolution from the senate as follows:

Resolved by the Senate and House of Representatives, That the secretary of state be directed to obtain from the several county clerks of the State the following information, viz:

The number of days session of the supreme court; the number of days session of county court held in their respective counties for the years 1860 to 1890 inclusive; the number of cases pending; the number of cases entered, and the number of cases disposed of by the county courts from 1884 to 1890 inclusive; also the number of cases tried by reference since the passage of, and under, number 129 of acts of 1884, and that there be printed the usual number of copies thereof for the use of the general assembly.

Which was read, and the question being, shall the resolution be

adopted on the part of the house? Mr. Cook of Mount Holly moved that the house propose to the senate to amend the same by striking out in the second line thereof, the words "secretary of state," and inserting in lieu the words *Auditor of Accounts*.

Which was agreed to, and the question recurring, shall the resolution be adopted on the part of the house? on motion of Mr. Moloney of Rutland the same was ordered to lie and be made the special order for Tuesday morning next at eleven o'clock.

Mr. Robinson of Barton, presented the petition of Mrs. J. E. Dwinell and three hundred others, residents of Glover, praying for the enactment of a law extending municipal suffrage to women.

Which was referred to the committee on elections.

Mr. Jubell, of Colchester, presented the petition of H. N. Deavitt and one hundred seventy-five others, citizens of Vermont, praying that the laws relating to fishing be so amended as to permit fishing with hook and line, night lines and set lines at all seasons of the year,

Which was read and referred to the joint committee on game and fisheries.

Mr. Davis of Danville, presented the petition of George Merrill and thirty-one others, residents of Danville, praying that no law for licensing the sale of intoxicating liquors be enacted, and the same was referred to the joint special committee on temperance.

The speaker announced the appointment of the additional members of the joint special committee on the world's fair as follows:

Mr. Kimball of West Randolph,
Proctor of Proctor.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows:

MR. SPEAKER:

I am directed by the governor to deliver to the house of representatives a communication in writing with an accompanying document.

The speaker laid before the house a communication from His Excellency, the Governor, as follows:

STATE OF VERMONT.

EXECUTIVE CHAMBER,
MONTPELIER, October 17, 1890.

To the Speaker of the House of Representatives:

SIR:—I have the honor to transmit herewith, to the house of Representatives for the use of the general assembly, the report of the trustees of the Soldiers' Home.

CARROLL S. PAGE.

(For report see appendix "E.")

Which report, on motion of Mr. Pollard, of Chester, was ordered to lie and the clerk directed to procure the printing of one thousand copies for the use of the general assembly.

On motion of Mr. Smith of Royalton, the house adjourned.

AFTERNOON.

Mr. Miller of Shelburne, introduced a bill entitled

H. 126. An act to pay John K. Weed the sum therein named,

Which was read the first and second times, and referred to the committee on claims.

Mr. Williams, from the committee on corporations, to whom had been referred house bills of the following titles, reported favorably to their passage and they were read the third time and passed :

H. 72. An act authorizing the town of Middlebury to fund its present indebtedness.

H. 75. An act to incorporate the Rock Springs Water Company.

House bill entitled

H. 23. An act to amend section 4003 of the Revised Laws in relation to the age of bulls at large,

Was read the third time, and the question being, shall the bill pass ? it was decided in the negative.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows :

MR. SPEAKER :

I am directed by the governor to deliver to the house of representatives a communication in writing with an accompanying document.

The speaker laid before the house the communication from His Excellency, the Governor, as follows :

STATE OF VERMONT,

EXECUTIVE CHAMBER,
MONTPELIER, October 17, 1890. }

To the Speaker of the House of Representatives :

SIR :—I have the honor to transmit herewith to the house of representatives, for the use of the general assembly, the report of the fish commissioners.

CARROLL S. PAGE.

[For report see appendix "F."]

Which report, on motion of Mr. Smith of St. Albans, was ordered to lie, and the clerk directed to procure the printing of the usual number of copies for the use of the general assembly.

Mr. Canfield of Ryegate, offered the following joint resolution :

Resolved by the Senate and House of Representatives, That the committee on world's fair be instructed to issue a printed circular letter to prominent sheep raisers, horse breeders, dairymen, manufacturers, representatives of the granite, marble and other industries of Vermont, requesting them to meet with, or otherwise inform, said committee concerning the exhibits to be prepared for the World's Columbian Exposition at Chicago in 1893, and to give estimates as to the probable cost of such exhibits.

Which was read and adopted on the part of the house.

Petitions praying for the enactment of a law extending suffrage to women in all municipal elections were severally presented and referred to the committee on elections, as follows :

By Mr. Davis of Danville, that of Mrs. William J. Stanton and seventy-nine others, residents of Danville.

By Mr. Farmer of Westmore, that of Mrs. R. Averill and twenty-one others, residents of Westmore.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER:

I am directed to inform the house that the senate have considered a joint resolution from the house to pay Albert W. Hudson his *per diem* and mileage,

And have adopted the same in concurrence.

Mr. Williams, from the committee on corporations, to whom had been referred house bill entitled,

H. 4. An act to incorporate the Vermont Electric Company,

Reported in favor of its passage when amended as follows :

First, By inserting in section five, line one, after the word "corporation," the words *obtaining the consent of the proper authorities in the cities, towns and villages in which said corporation proposes to operate.*

Second, By adding to section five the following words : *And provided that neither said corporation nor any party claiming from, by or under them, shall construct or operate any such line of rails or pipes for gas in any town or city in which a gas company or a street railroad already exists, or into which a gas or street railroad company now owning or managing gas works or a street railroad has by its charter a right to extend its line of pipe or rails, without the written consent of the parties or corporation owning or managing such street railroad line or gas company, and provided further that said corporation shall adopt all such practical methods of in-*

sulation, construction, operation and precaution in the distribution of electric light or power as will most effectually prevent interference with, or injury to, existing telephone and telegraph lines and business.

Third, By inserting in section nine, line six, after the word "place," the words *in this State*.

Which amendments were severally agreed to and the third reading of the bill, as amended, was ordered for to-morrow afternoon, and, on motion of Mr. Kimball of Randolph, the clerk was directed to procure the printing of the usual number of copies for the use of the general assembly.

Mr. Byington of Charlotte, offered the following resolution:

Resolved, That when this house adjourns this afternoon it be until two o'clock Monday afternoon,

Which was read and adopted.

On motion of Mr. Pollard of Chester, the house adjourned.

MONDAY, OCTOBER 20, 1890.

Reading of scriptures and prayer by the chaplain.

Journal of Friday read and approved.

Bills of the following titles were severally introduced, read the first and second times and referred as follows :

By Mr. Prouty of Franklin,

H. 127. An act to regulate the sale of spirituous liquors.

To the joint special committee on temperance.

By Mr. Kinerson of Peacham,

H. 128. An act relating to the State board of agriculture.

To the committee on agriculture.

By Mr. Livingston of Morristown,

H. 129. An act to establish the Vermont State Agricultural and Mechanical College.

To the committee on education.

By Mr. Sayles of Richmond,

H. 130. An act in amendment of section 3624 of the Revised Laws relating to insurance companies and agents.

To the general committee.

By Mr. Moloney of Rutland,

H. 131. An act in amendment of "an act to incorporate the Rutland Railroad Company." approved March 28th, 1867.

To the committee on railroads.

By Mr. Kelton of East Montpelier,

H. 132. An act to pay George Howland the sum therein named.

To the committee on claims.

By Mr. Bullard of Underhill,

H. 133. An act to repeal number thirteen of the Acts of 1888, relating to savings banks and trust companies.

To the committee on banks.

Mr. Robinson of Barton presented the petition of Mrs. C. D. Gallup and two hundred and forty-five others, citizens of Barton, praying for the enactment of a law extending suffrage to women in all municipal elections, and the same was referred to the committee on elections.

Mr. Chamberlin of Bradford offered the following resolution :

Resolved, That the inspector of finance for the State of Vermont be and is hereby requested to render a statement in detail to the house of representatives now in session of the amount of money or its equivalent collected or received by him as such inspector of finance from savings banks, trust companies, mortgage companies, loan and trust companies, investment companies, and all other companies, co-partnerships or parties during the last two years, setting forth in detail the date of each examination, name of bank, company, co-partnership or other parties examined and the amount received for such examination.

Mr. Moloney of Rutland moved that the vote ordering the third reading of house bill entitled,

H. 4. An act to incorporate the Vermont Electric Company,
Be re-considered,

Which was agreed to, and the question recurring, shall the bill be read the third time? Mr. Moloney further moved that the vote agreeing to the second amendment proposed by the committee be re-considered,

Which was agreed to, and the question recurring, will the house agree to the second amendment proposed by the committee? on motion of Mr. Bullard of Underhill the bill with pending amendment was ordered to lie and be made the special order for Wednesday morning next at eleven o'clock.

On motion of Mr. Dexter of Wardsboro, the house adjourned.

TUESDAY, OCTOBER 21, 1890.

Reading of the scriptures and prayer by Rev. E. A. Bishop of Montpelier.

Journal of yesterday read and approved.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows:

By Mr. Mann of Wilmington,

H. 134. An act giving taxable female citizens a right to vote in town, village and fire district meetings.

To the judiciary committee.

By Mr. Smith of St. Albans,

H. 135. An act to establish a State board of pharmacy, and to regulate the practice of pharmacy throughout the State of Vermont.

To the joint special committee on public health.

By Mr. Livingston of Morristown,

H. 136. An act to incorporate the Union Savings Bank and Trust Company of Morrisville, Vermont.

To the committee on banks.

By Mr. Smith of Fairlee,

H. 137. An act to change the name of Fairlee Pond, so-called, to Lake Morey.

To the general committee.

By Mr. Thrasher of Newport,

H. 138. An act granting relief to towns excessively burdened for highways and bridges from other towns benefited thereby, and repealing No. 18, acts of 1884, and No. 16, acts of 1886.

To the committee on highways, bridges and ferries.

By Mr. Mann of Wilmington,

H. 139. An act to incorporate the Deerfield Valley Railroad Company.

To the committee on railroads.

By Mr. Smith of Pittsford,

H. 140. An act to incorporate the Pittsford Aqueduct Company.

To the committee on corporations.

By Mr. Harvey of Barnet,

H. 141. An act to pay J. W. Roy the sum therein named.

To the committee on claims.

By Mr. Kimball of Randolph,

H. 142. An act in amendment of act No. 10 of the session laws of 1884, in addition to chapter No. 130 of the Revised Laws, authorizing towns to appropriate money for the observance of Decoration Day.

To the committee on military affairs.

By Mr. Proctor of Proctor,

H. 143. An act in addition to, and in amendment of, an act relating to loan and investment companies, and enlarging the powers of the inspector of finance, approved November 27, 1888.

To the committee on banks.

A message from the senate by Mr. Powers, their secretary, as follows:

MR. SPEAKER :

I am directed to inform the house that the senate have on their part adopted a joint resolution granting the use of the senate chamber to the senate of 1880.

In the adoption of which the concurrence of the house is requested.

The senate have considered house bills of the following titles:

H. 24. An act to pay R. D. Marvin the sum named therein.

H. 67. An act extending the jurisdiction of the sheriff of the city of Vergennes.

And have passed the same in concurrence.

Mr. Proctor of Fair Haven presented the petition of the teachers of the Fair Haven graded schools, praying for the continuance of the present school laws,

Which was read and referred to the committee on education.

Mr. Moloney of Rutland presented the petition of William Gilmore, and thirty-eight others, relating to the mysterious disappearance of Arden H. Humphrey from the Vermont insane asylum at

Brattleboro, and the same was referred to the committee on the insane.

Mr. Moloney of Rutland offered the following joint resolution :

Resolved by the Senate and House of Representatives, That a committee of one senator and two representatives be appointed by the presiding officers of the two houses, respectively, to visit, investigate, and make report upon the condition of the persons confined in the Vermont insane asylum as insane persons, and whether any inmates of said asylum have been killed by fellow inmates, which cases have not been reported in the biennial report of the officers of said asylum, and also to investigate and report all the facts relative to the mysterious disappearance of one Arden H. Humphrey, an employe from said asylum, on the evening of June 25, 1889 ; and also to investigate and make report upon the care and condition of the inmates of said asylum, and said committee are hereby authorized to send for persons and papers, to subpoena witnesses before said committee, and compel their attendance before said committee.

Which was read, and the question being, shall the resolution be adopted on the part of the house ? on motion of Mr. Darling of Chelsea the same was ordered to lie and be printed.

Mr. Smith of Fairlee presented the petition of W. H. Gilmore, and twenty-one others, citizens of Fairlee, praying that the name of Fairlee Pond be changed to Lake Morey.

And the same was referred to the general committee.

Mr. Boynton of Woodstock moved that the clerk procure the printing of the usual number of copies, for the use of the general assembly, of house bill entitled

H. 101. An act dividing the funds arising from the grammar school lands in Orleans county.

Which was agreed to.

Mr. Buffum of Dorset presented the petition of Henry Kendall, and ninety-nine others, praying for the passage of a weekly payment law.

And the same was referred to the general committee.

Petitions praying for the enactment of a law extending municipal suffrage to women were severally presented by the following named members and referred to the judiciary committee :

By Mr. Chafey of Albany, that of Sarah H. Anderson, and twenty-four others, residents of Albany.

By Mr. Cook of Mount Holly, that of Mrs. J. E. White, and forty-nine others, residents of Mount Holly.

By Mr. Cummings of Thetford, that of M. H. Douglass, and eleven others, residents of Thetford.

Joint resolution directing the secretary of state to furnish certain court statistics,

Was taken up as the special order, and the question being, shall the resolution be adopted in concurrence with proposal of amendment? it was decided in the negative.

House bill entitled

H. 52. An act in amendment of section 3857 of chapter 169 of the Revised Laws, entitled "the traffic in intoxicating liquors,"

Was taken up as the special order, and the question being, shall the bill pass? Mr. Proctor of Fair Haven moved that the bill be dismissed.

Which was disagreed to, yeas 92, nays 102.

The yeas and nays having been demanded by Mr. Thompson of Irasburgh, were taken, and are as follows :

Those members who voted in the affirmative are Messrs.

Adams,
Bebee,
Bowen,
Boynton of Westfield,
Bucklin,
Buffum,
Bullard,
Cannon of Moretown,
Cannon of West Rutland,
Chandler,
Clagborn,
Coe,
Cook,
Covell,
Croft,
Cree,
Crossett,
Davis of Corinth,
Davis of Danville,
Drury,
Eldredge,
Enright,
Fairbanks,
Fay of Milton,
Fisher,
Fitch,
Fitts of Cabot,
Fitts of Vershire,
Francis,
Gardner,
Gilman,

Gipson,
Green,
Griffith,
Hallock,
Heath,
Hewett,
Hill of Elmore,
Holden,
Houghton of Bennington,
Houghton of Stamford,
Hulett,
Humphrey,
Huntington,
Janes,
Jubell,
Kelley,
Kellogg,
Ladd,
Macomber,
Macoy,
Marshall,
Miller of Dummerston,
Miller of West Fairlee,
Moloney,
Montgomery,
Morgan,
Niles,
Olmsted,
Parkhurst,
Pierce,
Proctor of Fair Haven,

Prouty of Fairfield,
Ranney,
Rice of Somerset,
Rogers,
Rooney,
Ryther,
Sanderson,
Sawyer of Leicester,
Sawyer of Sudbury,
Smith of Pittsford,
Smith of Royalton,
Smith of Topsham,
Squier,
Stebbins,
Stevens of Bloomfield,
Stowe,
Tarbell,
Taylor of Cornwall,
Taylor of Fletcher,
Taylor of West Windsor,
Templeton,
Thomas of Hubbardton,
Tudhope,
Warner,
Warren,
Wedgeworth,
White,
Wilcox of Bridport,
Williams,
Woodbury.—92.

Those members who voted in the negative are Messrs.

Abell,
Amsden,
Bailey,
Bartlett,
Bean,
Bemis,
Birchard,
Blake,
Booth,
Boynton of Woodstock,
Brockway,
Brown of Goshen,
Brown of Tunbridge,
Brown of Waterford,
Bugbee,
Burbank,
Burnett,

Burroughs,
Byington,
Canfield,
Carpenter of Rupert,
Cave,
Chafey,
Chamberlin,
Clark,
Clogston,
Colby,
Cross,
Cummings,
Daniels,
Darling of Chelsea,
Darling of Middlesex,
Davis of Essex,
Dexter,

Donaldson,
Dunham,
Dustin,
Fay of Jericho,
Field,
Fleury,
Flint,
Frizzell,
Gleason,
Goodspeed,
Gove,
Gulley,
Harlow,
Harvey,
Hastings,
Hibbard,
Hill of Lunenburg,

Houghton of Waterville,
Houghton of Westminster,
Hubbard,
James,
Jones,
Kelton,
Kendall,
Kidder,
Kimball,
Kinerson,
Labaree,
Langdon,
Lawrence,
Livingston,
Mann,
Manning,
Merrill,

Miller of Shelburne,
Moore,
Needham,
Nute,
Parker,
Peck,
Perry of Barre,
Perry of Newfane,
Phelps,
Pollard,
Proctor of Proctor,
Prouty of Franklin,
Reed,
Robbins,
Robinson,
Sayles,
Shepardson,

Sherwin,
Smith of Fairlee,
Smith of St. Albans,
Smith of Stratton,
Steele,
Thomas of Monkton,
Thompson,
Thrasher,
Tomlinson,
Tucker,
Tyler,
Walbridge,
Walker,
Ware,
Waterman,
Wells,
Wright,—102.

And the question recurring, shall the bill pass? Mr. Robinson of Barton moved that the bill be committed to a member to amend by inserting in section one, line five, before the word "court" the word *county*, pending which motion to amend, on motion of Mr. Clark of Halifax, the house adjourned.

AFTERNOON.

House bill entitled

H. 52. An act in amendment of section 3857 of chapter 169, of the Revised Laws, entitled, "The traffic in intoxicating liquors,"

Was taken up as unfinished business, and the question being, shall the bill be committed to a member to amend as proposed by the member from Barton? on motion of Mr. Thompson of Irasburgh, the bill, with pending amendment, was ordered to lie and be made the special order for to-morrow afternoon, at two o'clock and thirty minutes.

Bills of the following titles were severally introduced, read the first and second times and referred as follows:

By Mr. Proctor of Fair Haven,

H. 144. An act for the relief of indigent soldiers or sailors who served in the war of the rebellion, and their families, or the families of those deceased.

To the committee on military affairs.

By Mr. Taylor of Cornwall,

H. 145. An act to incorporate the Vermont Medical College or Second Medical College of the American Health Society.

To the joint committee on public health.

By Mr. Harlow of Springfield,

H. 146. An act to pay Wilson S. Lovell the sum therein named.

To the committee on claims.

By Mr. Griffith of Mount Tabor,

H. 147. An act to legalize the grand lists and quadrennial appraisal of the town of Mount Tabor for the year 1890.

To the committee on the grand list.

By Mr. Manning of Weston,

H. 148. An act to incorporate the Weston Cheese Company.

To the committee on corporations.

By Mr. Marshall of Brattleboro,

H. 149. An act of humanity.

To the joint committee on game and fisheries.

By Mr. Blake of Swanton,

H. 150. An act in amendment of sections 382, 383, 384 and 385 of the Revised Laws of Vermont, relating to collection of taxes.

To the committee on the grand list.

By Mr. Tucker of Hardwick,

H. 151. An act to incorporate the Hardwick Aqueduct and Water Supply Company.

To the committee on corporations.

By Mr. Goodro of Ripton,

H. 152. An act to pay Loren H. Baker the sum therein named.

To the committee on claims.

Joint resolution from the senate as follows:

Resolved by the Senate and House of Representatives, That the use of the senate chamber be granted to the senate of 1880, for a reunion, Tuesday evening, October 28th.

Which was read and adopted in concurrence.

Bills of the following titles were severally reported from the judiciary committee to whom they had been referred, adversely, and their third reading refused:

By Mr. Darling,

H. 99. An act to amend section 1 of No. 107 of the acts of 1884, relating to discharge of personal property mortgages.

By Mr. Robinson,

H. 116. An act in addition to chapter 104 of the Revised Laws, and relating to the custody of wills.

By Mr. Abell,

H. 122. An act to amend sections 884, 885 and 1618 of the Revised Laws, relating to grand jurors and prosecutions by information.

Mr. Thrasher from the general committee to whom had been referred House bill entitled

H. 16. An act to amend section 4031, R. L., relating to the time that town clerks shall pay over to the town treasurer moneys received from the licensing of dogs,

Reported in favor of its passage, and the third reading thereof was ordered for to-morrow afternoon.

Mr. Darling from the judiciary committee to whom was referred house bill entitled

H. 106. An act in amendment of number sixty-nine, acts of 1882, entitled, "An act in addition to chapter ninety-nine, Revised Laws, relating to discharge of personal property mortgages,"

Reported in favor of its passage when amended by inserting after the word "shall" in section one, line four, the words *within thirty days after such sale*.

Which amendment was agreed to, and the third reading of the bill, as amended, was ordered for to-morrow afternoon.

A message from the senate by Mr. Powers, their secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have on their part adopted a joint resolution providing for a joint assembly to hear the report of the joint canvassing committee on county and probate officers.

In the adoption of which the concurrence of the house is requested.

The senate have considered a house bill entitled

H. 36. An act giving justices of the peace concurrent jurisdiction with the county court of offences for intoxication,

And have passed the same in concurrence.

Joint resolution from the senate as follows :

Resolved by the Senate and House of Representatives, That the senate and house of representatives meet in joint assembly, on Wednesday, October 22, at 11 o'clock A. M., to hear the report of the joint canvassing committee to canvass votes for county and probate officers and justices of the peace.

Which was read and adopted in concurrence.

Petitions praying for the enactment of a law extending municipal suffrage to women were severally presented by the following named members and referred to the judiciary committee:

By Mr. Prouty of Franklin, that of Mrs. O. P. Rounds and fifty-seven others, residents of Richford.

By Mr. Cross of Montpelier, that of Emily E. Reed, Stephen Thomas, and three hundred and fifty others, residents of Montpelier.

By Mr. Dexter of Wardsboro, that of Viola L. Morse, and twenty-five others, residents of Wardsboro.

The speaker directed the recall of such petitions relating to municipal suffrage for women as had been referred to the committee on elections, and referred the same to the judiciary committee.

On motion of Mr. Clark of Halifax, the house adjourned.

WEDNESDAY, OCTOBER 22, 1890.

Reading of the scriptures by Rev. A. P. Solandt of Bakersfield; prayer by the chaplain.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows :

By Mr. Prouty of Franklin,

H. 153. An act to change the name of Eunice Gertrude Walker.
To the general committee.

By Mr. Merrill of Enosburgh,

H. 154. An act in amendment of, and in addition to, No. 202, acts of 1878, entitled, "an act to incorporate the village of Richford," approved November 21, 1878.

To the committee on corporations.

By Mr. Thrasher of Newport,

H. 155. An act to pay L. D. Mills the sum therein named.
To the committee on claims.

By Mr. Wilcox of Granby.

H. 156. An act to pay H. W. Varnum the sum therein named.
To the same committee.

By Mr. Brown of Waterford,

H. 157. An act empowering the town of Waterford to aid in the construction of a bridge across the Connecticut river.

To the committee on highways, bridges and ferries.

By Mr. Marshall of Brattleboro (by request),

H. 158. An act in amendment of section number twenty-seven of number forty-one of the acts of 1888, relating to investments by savings banks and trust companies.

To the committee on banks.

By Mr. Houghton of Bennington,

H. 159. An act to pay William J. Toombs the sum therein named.

To the committee on claims.

By Mr. Brown of Sheldon,

H. 160. An act providing for the cutting of bushes and noxious weeds on the public highway.

To the committee on highways, bridges and ferries.

By Mr. Fitts of Cabot,

H. 161. An act to pay A. M. Foster the sum therein named.

To the committee on claims.

By Mr. Dustin of Craftsbury,

H. 162. An act providing for the revision of the public laws of this State.

To the judiciary committee.

By Mr. Eastman of Groton,

H. 163. An act to annex parts of Harris Gore to the towns of Plainfield, Marshfield and Groton.

To the committee on town lines.

Joint resolution relating to the Vermont Insane Asylum was called up by Mr. Darling of Chelsea and adopted on the part of the house.

Mr. Wells from the committee on banks, to whom was referred senate bill entitled

S. 26. An act in amendment of, and in addition to No. 193 of the acts of 1884, relating to the charter of the Vermont Investment and Guarantee Company,

Reported in favor of its passage in concurrence, and the bill was read the third time and passed in concurrence.

Mr. Peck from the committee on education to whom was referred senate bill entitled

S. 19. An act declaring the legislative assent of the State of Vermont to the purpose of the grants made by an act of congress approved August 30, 1890,

Reported in favor of its passage in concurrence, and the third reading of the bill was ordered for to-morrow afternoon.

Mr. Wells from the committee on banks, to whom was referred house bill entitled

H. 44. An act in amendment of act number fifteen of the session laws of 1888, in relation to savings banks, savings institutions and trust companies,

Reported adversely to its passage, and the third reading of the bill was ordered for to-morrow afternoon.

Mr. Harlow from the committee on the grand list to whom was referred house bill entitled

H. 62. An act to legalize the quadrennial appraisal of real estate in the town of Sudbury for the year 1890,

Reported in favor of its passage, and the bill was read the third time and passed.

Petitions praying for the enactment of a weekly payment law were severally presented and referred to the general committee as follows:

By Mr. Jubell of Colchester that of E. H. Dunton and ten hundred and nine others, residents of Colchester.

By Mr. Proctor of Fair Haven, that of Lewis D. Brown, and one hundred and eleven others, residents of Fair Haven.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows:

MR. SPEAKER:

I am directed by the governor to inform the house of representatives that he approved and signed bills originating in the house, on the 21st day of October of the following titles, to wit:

H. 24. An act to pay R. D. Marvin the sum therein named.

H. 36. An act giving justices of the peace concurrent jurisdiction with the county court of offenses for intoxication.

H. 37. An act to pay A. G. Bowley the sum therein named.

H. 67. An act extending the jurisdiction of the sheriff of the city of Vergennes.

House bill entitled

H. 4. An act to incorporate the Vermont Electric Company; was taken up as a special order, and the question being, will the house agree to the second amendment proposed by the committee? on motion of Mr. Williams of Rockingham the bill was re-committed to the committee on corporations.

Mr. Hubbard from the committee on highways, bridges and ferries, to whom was referred house bill entitled

H. 6. An act in amendment of "an act relating to telegraph and telephone poles in incorporated villages and cities," approved November 29, 1882,

Reported in favor of its passage when amended,

First, By striking out of section one, line five, the word "incorporated." Second, By inserting in the same section and line, after the word "village," the words *of three hundred inhabitants or more* ;

Which amendments were severally agreed to and the third reading of the bill, as amended, was ordered for to-morrow afternoon.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their third reading refused :

By Mr. Fay from the committee on agriculture,

H. 71. An act amending section 4049 of the Revised Laws, relating to actions for damages done by dogs.

By Mr. Wells from the committee on banks,

H. 93. An act to amend section 2009 of the Revised Laws, relating to the maturity of contracts.

By Mr. Sanderson from the committee on agriculture,

H. 104. An act in amendment of act No. 103, section two of the laws of 1888, relating to the protection of horse owners.

The hour for joint assembly having arrived, the senate appeared in the hall of the house.

The joint assembly having concluded its session the speaker resumed the chair.

On motion of Mr. Steele of Stockbridge, the house adjourned.

AFTERNOON.

Mr. Cook from the committee on the grand list, to whom was referred house bill entitled

H. 51. An act to legalize the grand lists and quadrennial appraisal of the town of Jay for the year 1890,

Reported in favor of its passage, and the bill was read the third time and passed.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows :

By Mr. Tucker of Hardwick,

H. 164. An act to incorporate the village of Hardwick.

To the committee on corporations.

By Mr. Proctor of Proctor,

H. 165. An act appropriating a sum not to exceed a certain amount for the support of the soldiers' home.

To the committee on military affairs.

By Mr. Thrasher of Newport,

H. 166. An act to pay L. D. Miles the sum therein named.

To the committee on claims.

By Mr. Hastings of Townshend,

H. 167. An act to repeal No. 75 of the laws of 1884, entitled "an act in addition to section 3895, chapter 170, of the Revised Laws, to protect game."

To the joint committee on game and fisheries.

By Mr. Proctor of Proctor,

H. 168. An act appropriating a certain sum to erect and furnish a hospital at the soldiers' home.

To the committee on military affairs.

By Mr. Peck of Hinesburgh,

H. 169. An act in amendment of section 3613, chapter 162, of the Revised Laws, relating to insurance agents.

To the general committee.

By Mr. Pollard of Chester,

H. 170. An act in relation to the employment of labor.

To the same committee.

Mr. Abell of West Haven presented the remonstrance of O. A. Peck and sixty-two other citizens of Fair Haven, against making any change in the law relating to the sewers in Fair Haven,

Which was referred to the committee on corporations.

A message from the senate by Mr. Powers, their secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have considered a joint resolution from the house relating to exhibits at the World's Fair,

And have adopted the same in concurrence.

The senate have considered a bill entitled

H. 2. An act to enlarge the powers of the Montpelier Public Library Association,

And have passed the same in concurrence.

The senate have passed bills of the following titles:

S. 9. An act ratifying the organization of the Upper Coos rail-

road and Coos Valley railroad company, and authorizing the leasing and mortgaging of their properties.

S. 24. An act to pay J. P. Lampson the sum therein named.

S. 32. An act to incorporate the capital savings bank and trust company of Montpelier, Vermont.

In the passage of which the concurrence of the house is requested.

House bill entitled

H. 16. An act to amend section 4031 R. L. relating to the time that town clerks shall pay over to the town treasurer moneys received from the licensing of dogs,

Was read the third time, and the question being, shall the bill pass? on motion of Mr. Miller of Shelburne the bill was committed to that member to amend in section one, line seven, by striking out the word "thirty" and inserting in lieu thereof the word *sixty*, and the bill as amended was passed.

Mr. Buffum from the committee on claims, to whom was referred house bill entitled

H. 68. An act to pay Ira J. Twitchell the sum therein named,

Reported in favor of its passage, and the third reading of the bill was ordered for to-morrow afternoon.

Mr. Aiken, from the committee on agriculture, to whom was referred house bill entitled

H. 113. An act in amendment of number one hundred and three of acts of 1888, relating to protection of horse owners,

Reported adversely to its passage and the third reading thereof was refused.

House bill entitled

H. 106. An act in amendment of number sixty-nine, acts of 1862, entitled an act in addition to chapter ninety-nine, Revised Laws, relating to discharge of personal property mortgages,

Was read the third time and passed, and on motion of Mr. Darling of Chelsea, the title of the bill was amended by striking out all after the words "an act" in the first line thereof and substituting in lieu thereof the words *relating to the discharge of personal property mortgages*.

House bill entitled

H. 15. An act for repealing the bounty on foxes,

Was read the third time, and the question being, shall the bill pass? it was decided in the negative; yeas 65, nays 156.

The yeas and nays, having been demanded by Mr. Prouty of Franklin, were taken and are as follows:

Those members who voted in the affirmative are Messrs.

Atken,
Amsden,
Bailey,
Bartlett,
Bean,
Booth,
Boynton of Westfield,
Briggs,
Brown of Whitingham,
Bucklin,
Burbank,
Cook,
Croft,
Cree,
Cross,
Davis of Danville,
Drury,
Eastman,
Fay of Jericho,
Field,
Fisher,
Fleury,

Gardner,
Gulley,
Hallock,
Hill of Elmore,
Horton,
Houghton of Stamford,
Houghton of Westminster,
Jackson,
James,
Janes,
Joslyn,
Kelley,
Kellogg,
Kimball,
Lawrence,
Livingston,
Macomber,
Manning,
Marshall,
Martin,
Merrill,
Miller of Shelburne,

Moloney,
Moore,
Paul,
Perry of Newfane,
Phillips,
Pierce,
Powers,
Proctor of Fair Haven,
Prouty of Franklin,
Ranney,
Reed,
Rice of Somerset,
Smith of Fairlee,
Stebbins,
Taylor of Cornwall,
Thomas of Monkton,
Thrasher,
Tucker,
Ware,
Willcox of Bridport,
Wright.—65.

Those members who voted in the negative are :

Adams,
Beebe,
Bemis,
Birchard,
Blake,
Blakely,
Bowen,
Bradley,
Brockway,
Brown of Goshen,
Brown of Sheldon,
Brown of Tunbridge,
Brown of Waterford,
Buffum,
Bugbee,
Bullard,
Burnett,
Burroughs,
Byington,
Canfield,
Cannon of Moretown,
Cannon of West Rutland,
Carpenter of Rupert,
Cave,
Chafey,
Chamberlin,
Chandler,
Chase,
Chedel,
Childs,
Chipman,
Claghorn,
Clark,
Clogston,
Colby,
Conway,
Covell,
Crossett,
Cummings,
Daniels,
Darling of Chelsea,
Darling of Middlesex,
Davis of Corinth,
Davis of Essex,
Dexter,
Donaldson,
Dunham,
Dustin,
Enright,
Fay of Milton,
Fitch,
Fitts of Cabot,

Fitts of Vershire,
Flint,
Francis,
Frizzell,
Gilman,
Gipson,
Gleason,
Goodro,
Gray,
Green,
Griffith,
Harlow,
Harvey,
Hastings,
Heath,
Hemenway,
Hewett,
Hibbard,
Hill of Lunenburg,
Hobson,
Holden,
Houghton of Bennington,
Houghton of Waterville,
Hubbard,
Hulett,
Humphrey,
Huntington,
Johnson,
Jones,
Jubell,
Kelton,
Kendall,
Kenyon,
Kezer,
Kidder,
Kinerson,
Labaree,
Ladd,
Langdon,
Macoy,
Marsh,
Miller of Dummerston,
Miller of West Fairlee,
Montgomery,
Morgan,
Niles,
Nute,
Olmsted,
Orvis,
Parker,
Parkhurst,
Parlin,

Peck,
Perry of Barre,
Petty,
Phelps,
Pollard,
Preston,
Proctor of Proctor,
Rice of Westford,
Robbins,
Robinson,
Rogers,
Ryan,
Ryther,
Sanderson,
Sawyer of Leicester,
Sayles,
Shepardson,
Sherwin,
Simonds,
Smith of East Haven,
Smith of Pittsford,
Smith of Royalton,
Smith of St. Albans,
Smith of Stratton,
Smith of Topsham,
Spaulding,
Squier,
Stearns,
Steele,
Stevens of Bloomfield,
Stevens of Maldstone,
Stowe,
Tarbell,
Taylor of Fletcher,
Taylor of West Windsor,
Templeton,
Thomas of Hubbardton,
Tillotson,
Tomlinson,
Tyler,
Walbridge,
Walker,
Warner,
Warren,
Waterman,
Wedgeworth,
Wells,
White,
Willcox of Granby,
Williams,
Wood,
Woodbury.—156.

House bill entitled

H. 52. An act in amendment of section 3857 of chapter 169 of the Revised Laws, entitled, "The traffic in intoxicating liquors,"

Was taken up as a special order, and the question being, shall the bill be committed to a member to amend as proposed by the member from Barton? on motion of Mr. Darling of Chelsea, the same was ordered to lie and be made the special order for to-morrow morning, at ten o'clock and thirty minutes.

Mr. Canfield of Ryegate presented the petition of Mrs. S. Mills and forty-six other residents of Ryegate, and that of Mrs. M. Atwood and fifty-six other residents of Sheffield, praying for the enactment of a law granting municipal suffrage to women;

Which were referred to the judiciary committee.

On motion of Mr. Smith of Royalton, the house adjourned.

THURSDAY, OCTOBER 23, 1890.

Reading of the scriptures and prayer by Rev. G. W. H. Clark, chaplain of the senate.

Journal of yesterday read and approved.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows:

By Mr. Prouty of Franklin (by request),

H. 171. An act to protect pickerel in Metcalf pond in the town of Fletcher.

To the joint committee on game and fisheries.

By Mr. Walker of St. Johnsbury,

H. 172. An act to legalize the proceedings for the annexation of territory to the village of St. Johnsbury.

To the judiciary committee (by request).

By Mr. Pollard of Chester,

H. 173. An act to prevent the deposit of sawdust, shavings, or other contaminating substances in the south branch of Williams river.

To the general committee.

By Mr. Smith of St. Albans,

H. 174. An act to legalize the grand list and quadrennial appraisal of the town of St. Albans for the year 1890.

To the committee on the grand list.

By Mr. Moloney of Rutland,

H. 175. An act to provide for a lien on monuments placed in cemeteries.

To the committee on manufactures.

By Mr. Byington of Charlotte,

H. 176. An act to amend chapter 36 of the Revised Laws, relating to the town system of schools.

To the committee on education.

On motion of Mr. Harlow of Springfield the reference of house bill entitled

H. 34. An act to encourage the occupancy of abandoned farms,

Was recalled from the committee on the grand list, and the same was referred to the joint special committee on immigration and industrial interests.

House bill entitled

H. 52. An act in amendment of section 3857 of chapter 169 of the Revised Laws, entitled "the traffic in intoxicating liquors,"

Was taken up as a special order, and the question being, shall the bill be committed to a member to amend as proposed by the member from Barton? it was decided in the negative.

The question then recurring, shall the bill pass? on motion of Mr. Gulley of Addison, the house adjourned.

AFTERNOON.

House bill entitled

H. 52. An act in amendment of section 3857 of chapter 169 of the Revised Laws, entitled "the traffic in intoxicating liquors,"

Was taken up as unfinished business, and the question being, shall the bill pass? it was decided in the negative; yeas, 103; nays, 112.

The yeas and nays having been demanded by Mr. Darling of Chelsea, were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Abell,
Aiken,
Amsden,
Bailey,
Bartlett,
Bemis,
Birchard,
Blake,
Blakely,
Booth,

Boynton of Woodstock,
Bradley,
Brown of Sheldon,
Brown of Tunbridge,
Brown of Waterford,
Bugbee,
Burbank,
Burnett,
Burroughs,
Byington,

Canfield,
Chafey,
Chamberlin,
Chedel,
Clark,
Clogston,
Coe,
Cross,
Cummings,
Darling of Chelsea,

Darling of Middlesex.
Davis of Essex,
Dexter,
Donaldson,
Dunham,
Dustin,
Fay of Jericho,
Field,
Flint,
Frizzell,
Gardner,
Gleason,
Goodspeed,
Gulley,
Harvey,
Hibbard,
Hill of Lunenburg,
Hobson,
Horton,
Houghton of Westminster,
Hubbard,
Huntington,
James,
Jones,
Kelton,

Kendall,
Kidder,
Kimball,
Kinerson,
Ladd,
Langdon,
Lawrence,
Mann,
Manning,
Martin,
Merrill,
Miller of Shelburne,
Moore,
Niles,
Nute,
Parker,
Parlin,
Peck,
Perry of Barre,
Phelps,
Pollard,
Powers,
Preston,
Proctor of Proctor,
Prouty of Franklin,

Reed,
Rice of Westford,
Robbins,
Sayles,
Shepardson,
Simonds,
Smith of East Haven,
Smith of Fairlee,
Smith of Royalton,
Smith of Topsham,
Stearns,
Thomas of Monkton,
Thompson,
Thrasher,
Tillotson,
Tomlinson,
Tucker,
Walbridge,
Walker,
Ware,
Wells,
Wilcox of Granby,
Wright.—103.

Those members who voted in the negative are Messrs.

Adams,
Bean,
Bowen,
Boynton of Westfield,
Briggs,
Brockway,
Brown of Goshen,
Brown of Whitingham,
Bucklin,
Buffum,
Bullard,
Buttolph,
Cannon of Moretown,
Carpenter of Starksboro,
Cave,
Chandler,
Chase,
Chipman,
Claghorn,
Colby,
Conway,
Cook,
Covell,
Croft,
Cree,
Crossett,
Daniels,
Davis of Corinth,
Davis of Danville,
Drury,
Eastman,
Eldredge,
Enright,
Fay of Milton,
Fisher,
Fitch,
Fitts of Cabot,
Fitts of Vershire,

Francis,
Gilman,
Gipson,
Goodro,
Gray,
Green,
Griffith,
Hallock,
Heath,
Hemenway,
Hewett,
Hill of Elmore,
Holden,
Houghton of Bennington,
Houghton of Stamford,
Houghton of Waterville,
Hulett,
Humphrey,
Jackson,
Janes,
Johnson,
Jubell,
Kelley,
Kellogg,
Kenyon,
Livingston,
Macomber,
Marsh,
Marshall,
Miller of Dummerston,
Miller of West Fairlee,
Moloney,
Montgomery,
Morgan,
Olmstead,
Orvis,
Parkhurst,
Paul,

Petty,
Pierce,
Proctor of Fair Haven,
Ranney,
Rice of Somerset,
Robinson,
Rooney,
Ryan,
Sanderson,
Sawyer of Leicester,
Sawyer of Sudbury,
Sherwin,
Smith of Pittsford,
Smith of Stratton,
Spaulding,
Squier,
Stebbins,
Stevens of Bloomfield,
Stowe,
Tarbell,
Taylor of Cornwall,
Taylor of Fletcher,
Taylor of West Windsor,
Templeton,
Thomas of Hubbardton,
Tudhope,
Tyler,
Warner,
Warren,
Waterman,
Wedgeworth,
White,
Wilcox of Bridport,
Williams,
Wood,
Woodbury.—112.

So the passage of the bill was refused.

At two o'clock and thirty minutes, the hour for joint assembly having arrived, the senate appeared in the hall of the house.

The joint assembly having concluded its session the speaker resumed the chair.

On motion of Mr. Pollard of Chester, the house adjourned.

FRIDAY, OCTOBER 24, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows:

By Mr. Kinerson of Peacham.

H. 177. An act to legalize the quadrennial appraisal in the town of Peacham for the year 1890.

To the committee on the grand list.

By Mr. Prouty of Franklin,

H. 178. An act relating to State trials.

To the judiciary committee.

By Mr. Marshall of Brattleboro (by request),

H. 179. An act in aid of the publication of the Vermont Historical Gazetteer.

To the committee on claims.

By Mr. Thompson of Irasburgh,

H. 180. An act to prevent delays and to expedite proceedings in liquor cases.

To the judiciary committee.

By Mr. Eastman of Groton,

H. 181. An act for the protection of trout and salmon trout in the waters of "Peacham Pond" in the town of Peacham.

To the joint committee on game and fisheries.

By Mr. Birchard of Shoreham,

H. 182. An act to incorporate the Lake View Cemetery Association.

To the committee on corporations.

By Mr. Fisher of Vergennes,

H. 183. An act in regard to the holdings of religious societies.

To the committee on the grand list.

By Mr. Enright of Windsor,

H. 184. An act authorizing towns to appropriate moneys to maintain bands of music.

To the general committee.

By Mr. Dustin of Craftsbury,

H. 185. An act to incorporate The Home for Friendless Women.
To the committee on corporations.

By Mr. Coe of Burke,

H. 186. An act to regulate the taxation of real estate under mortgage.

To the committee on the grand list.

By Mr. Wells of Burlington (by request),

H. 187. An act to incorporate the Williamsburg Mining and Manufacturing Company.

To the committee on corporations.

By Mr. Sanderson of Highgate,

H. 188. An act to prevent double taxation of mortgaged and leased lands.

To the committee on the grand list.

By Mr. Moloney of Rutland,

H. 189. An act to incorporate the Vermont State Fireman's Association.

To the committee on corporations.

By Mr. Montgomery of Shaftsbury,

H. 190. An act to pay Olin Huntington the sum therein named.

To the committee on claims.

By Mr. Marshall of Brattleboro, and on his motion ordered to be printed,

H. 191. An act to incorporate the Locust Ridge Cemetery Association.

To the committee on corporations.

By Mr. Bullard of Underhill,

H. 192. An act in amendment of and addition to section 2945 of the Revised Laws, relating to highways.

To the committee on highways, bridges and ferries.

By Mr. Abell of West Haven,

H. 193. An act relating to the village of Fair Haven.

To the committee on corporations.

By Mr. Darling of Chelsea (by request),

H. 194. An act to protect fish in Washburn pond.

To the joint committee on game and fisheries.

By Mr. Reed of Wolcott,

H. 195. An act to legalize the grand list and quadrennial appraisal of the town of Wolcott for the year 1890.

To the committee on the grand list.

By Mr. Buttolph of Middlebury.

H. 196. An act to amend the charter of the village of Middlebury.

To the committee on corporations.

By Mr. Merrill of Enosburgh,

H. 197. An act in amendment of section 268 of act number nine of the laws of 1888, relating to alterations in school districts.

To the committee on education.

Mr. Clark of Halifax called up joint resolution addressed to the directors of the World's Fair of 1892,

And the same was adopted on the part of the house.

On motion of Mr. Boynton of Woodstock, the house adjourned.

AFTERNOON.

Senate bill entitled

S. 19. An act declaring the legislative assent of the State of Vermont to the purpose of the grants made by an act of Congress, approved August 30, 1890,

Was read the third time and passed in concurrence.

House bill entitled

H. 6. An act in amendment of "an act relating to telegraph and telephone poles in incorporated villages and cities", approved November 29, 1882,

Was read the third time and passed.

House bill entitled

H. 44. An act in amendment of act number fifteen of the session laws of 1888, in relation to savings banks, saving institutions and trust companies,

Was read the third time, and the question being, shall the bill pass? Mr. Marshall of Brattleboro moved that the bill be committed to a member to amend in section one, line eighteen, by striking out the word "forty" and inserting in lieu thereof the word *fifty*, pending which motion to amend, on motion of Mr. Bullard of Underhill, the bill was ordered to lie and be made the special order for Tuesday morning next at eleven o'clock.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows:

By Mr. Moloney of Rutland,

H. 198. An act to incorporate Saint John the Baptist Benevolent Society.

To the committee on corporations.

By Mr. Thomas of Monkton,

H. 199. An act in addition to section sixty-six of chapter six of the Revised Laws, relating to check list of voters.

To the committee on elections.

House bill entitled

H. 68. An act to pay Ira J. Twitchell the sum therein named,

Was read the third time, and the question being, shall the bill pass? on motion of Mr. Merrill of Enosburgh, the same was committed to that member to amend in section one, line four, by filling the blank before the word "dollars" with the words *thirty-eight and thirty-nine one-hundredths*;

And the bill as amended was passed.

Mr. Holden from the committee on claims, to whom had been referred house bill entitled

H. 102. An act to pay E. L. Keyes the sum therein named,

Reported in favor of its passage when amended in section one, line four, by striking out the word "twenty-seven" before the word "dollars," and inserting in lieu thereof the words *seventeen and twenty-four one-hundredths*;

Which amendment was agreed to and the third reading of the bill as amended was ordered for to-morrow afternoon.

Mr. Marshall of Brattleboro presented the petition of Mrs. A. G. Allen and twenty-two others, residents of Brattleboro, praying for the enactment of a law granting municipal suffrage to women;

Which was referred to the judiciary committee.

Mr. Gilman from the committee on claims, to whom had been referred house bill entitled

H. 152. An act to pay Loren H. Baker the sum therein named,

Reported in favor of its passage when amended in section one, lines five and six, by filling the blank before the word "dollars" with the words *thirty-nine and fifty one-hundredths*;

Which amendment was agreed to, and the third reading of the bill as amended was ordered for to-morrow afternoon.

Mr. Olmsted of Newbury offered the following resolution :

WHEREAS, In the Providence of God, the Rev. H. P. Cushing, of East Burke, a member of this house in 1863 and 1884, and also its chaplain during one session, has been removed by death ; therefore,

Resolved, That we learn with profound sorrow of the event, and

desire to record our appreciation of his sterling worth, his fidelity to duty, and the noble service he has rendered the State; and we hereby tender our sympathy to the bereaved family;

Which was read and adopted.

Mr. Thompson from the judiciary committee, to whom had been referred house bill entitled

H. 76. An act in relation to the consolidation of certain railroads therein named,

Reported in favor of its passage when amended as follows :

First, By inserting in section one, line eleven, after the words "to wit" the words *The Consolidated Railroad Company of Vermont*;

Second, By inserting in same section, line forty-five, after the word "three" the word *disinterested*;

Which amendments were severally agreed to and the bill, as amended, was read the third time and passed.

Mr. Williams from the committee on corporations, to whom had been referred house bill entitled

H. 14. An act to incorporate the Vermont yearly meeting of Free Baptists,

Reported in favor of its passage when amended in section two, line five, by striking out the word "fifty" and inserting in lieu thereof the words *one hundred*;

Which amendment was agreed to and the bill, as amended, was read the third time and passed.

Mr. Harlow from the committee on the grand list, to whom had been referred house bill entitled

H. 26. An act to legalize the grand list of Victory for the year 1889,

Reported in favor of its passage when amended by striking out all of section one and inserting in lieu thereof the following :

The grand lists of the town of Victory for the years 1888, 1889 and 1890, as to all taxes that have been assessed or that may hereafter be assessed thereon, are hereby declared legal and valid;

Which amendment was agreed to and the bill as amended was read the third time and passed:

Mr. Harlow then moved that the title of the bill be amended by striking out all after the words "an act" in line one, and inserting in lieu thereof the words *to legalize the grand list of the town of Victory for the years 1888, 1889 and 1890;*

Which was agreed to.

Mr. Smith from the joint committee on game and fisheries, to whom had been referred house bill entitled

H. 19. An act in amendment of section 3872 of the Revised Laws, in relation to the protection of fish,

Reported in favor of its passage when amended by adding a new section as follows :

SEC. 2. *All acts and parts of acts inconsistent with this act are hereby repealed ;*

Which amendment was agreed to, and the third reading of the bill, as amended, was ordered for to-morrow afternoon.

Senate bills by the following titles were severally read the first and second times and referred as follows :

S. 9. An act ratifying the organization of the Upper Coös Railroad and Coös Valley Railroad Company, and authorizing the leasing and mortgaging of their properties.

To the committee on railroads.

S. 24. An act to pay J. P. Lamson the sum therein named.

To the committee on claims.

S. 32. An act to incorporate the Capital Savings Bank and Trust Company of Montpelier, Vermont.

To the committee on banks.

On motion of Mr. Williams of Rockingham the clerk was directed to procure the printing of the usual number of copies for the use of the general assembly, of senate bill entitled

S. 32. An act to incorporate the Capital Savings Bank and Trust Company of Montpelier, Vermont.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, and read the third time and passed :

By Mr. Smith from the joint committee on game and fisheries,

H. 20. An act to regulate fishing in the waters of Lake St. Catherine, in the towns of Poultney and Wells.

By Mr. Williams from the committee on corporations,

H. 82. An act to amend an act incorporating the Sheldon Art Museum, etc. No. 145, 1882.

By Mr. Wells from the committee on banks,

H. 90. An act to incorporate the Proctor Trust Company.

By Mr. Cook from the committee on the grand list,

H. 95. An act to legalize the grand lists of the town of Brunswick for the years 1886, 1887, 1888 and 1889.

By Mr. Williams from the committee on corporations,

H. 119. An act to incorporate the Christian Aid Association.

By Mr. Pollard from the committee on banks.

H. 136. An act to incorporate the Union Savings Bank and Trust Company of Morrisville, Vermont.

By Mr. Pierce from the general committee,

H. 137. An act to change the name of Fairlee Pond, so called, to Lake Morey.

By Mr. Moloney from the committee on railroads,

H. 139. An act to incorporate the Deerfield Valley Railroad Company.

Mr. Mann from the judiciary committee, to whom had been referred senate bill entitled

S. 6. An act to repeal section 696 of chapter 43 of the Revised Laws, entitled Court of Chancery,

Reported in favor of its passage in concurrence, and the third reading thereof was ordered for to-morrow afternoon.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their third reading refused :

By Mr. Mann from the judiciary committee,

H. 28. An act in amendment of No. 48 of the acts of 1886, Laws of Vermont, relating to trustee process.

By Mr. Smith from the joint committee on game and fisheries,

H. 46. An act relating to fisheries.

By Mr. Wilcox from the general committee,

H. 110. An act in relation to labor strikes.

By Mr. Pollard from the committee on banks,

H. 133. An act to repeal act number 13 of the acts of 1888, relating to savings banks and trust companies.

By Mr. Wright from the general committee,

H. 153. An act to change the name of Eunice Gertrude Walker.

By Mr. Smith from the committee on claims,

H. 156. An act to pay H. W. Varnum the sum therein named.

By Mr. Hubbard from the committee on highways, bridges and ferries,

H. 160. An act providing for the cutting of bushes and noxious weeds on the public highway.

House bills of the following titles were severally reported from the various committees to whom they had been referred, and their third reading ordered for to-morrow afternoon;

By Mr. Thompson from the judiciary committee,

H. 77. An act in relation to railroads bonds and mortgages.

By Mr. Cross from the committee on banks,

H. 105. An act in amendment of section 2010 of chapter one hundred two of the Revised Laws relating to holidays.

By Mr. Davis from the committee on claims,

H. 132. An act to pay George Howland the sum therein named.

Mr. Enright of Windsor offered the following resolution.

Resolved, That when the house adjourns it be until Monday afternoon next, at two o'clock and five minutes;

Which was read and adopted.

On motion of Mr. Thasher, of Newport, the house adjourned.

MONDAY, OCTOBER 27, 1890.

Reading of the scriptures and prayer by the Chaplain.

Journal of Friday read and approved.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows:

By Mr. Thrasher of Newport,

H. 200. An act to incorporate the Orleans Saving Bank.

To the committee on banks.

By Mr. Darling of Chelsea,

H. 201. A act providing for a secret ballot in State and presidential elections.

To the committee on elections.

By Mr. Boynton of Woodstock,

H. 202. An act changing the name of the Woodstock Cemetery Association.

To the committee on corporations.

By Mr. Marshall of Brattleboro, and on his motion ordered to be printed,

H. 203. An act to incorporate the West Brattleboro Cemetery Association.

To the same committee.

By Mr. Harlow of Springfield,

H. 204. An act in amendment of section 1 of number 3, of the laws of 1884, relating to the grand list.

To the committee on the grand list.

By Mr. Smith of St Albans (by request),

H. 205. An act to incorporate the St. Albans Board of Trade.

To the committee on corporations.

By Mr. Wells of Burlington,

H. 206. An act relating to the grand list and quadrennial appraisal.

To the committee on the grand list.

By Mr. Macomber of Jay (by request),

H. 207. An act in amendment of, and in addition to, act number eighty-five of the acts of 1886, entitled "An act to quiet the title in lands conveyed by collectors' deeds."

To the judiciary committee.

By Mr. Cannon of West Rutland,

H. 208. An act to extend and regulate the liability of employers to make compensation for personal injuries suffered by employes in their service.

To the same committee.

By Mr. Kenyon of Northfield,

H. 209. An act to legalize the grand list of the town of Northfield for the year 1890.

To the committee on the grand list.

By Mr. Harlow of Springfield,

H. 210. An act in amendment of section 2 of number one hundred forty-six, of the laws of 1888, relating to the election of moderators and other town officers.

To the committee on elections.

By Mr. Marshall of Brattleboro,

H. 211. An act to amend section 4, number one hundred seventeen, of the laws of 1882, relating to game and fisheries.

To the joint committee on game and fisheries.

By Mr. Sanderson of Highgate,

H. 212. An act to amend sections 383 and 384 of the Revised Laws, relating to the collection of taxes.

To the general committee.

By Mr. Miller of Dummerston.

H. 213. An act to amend section 2653 of the Revised Laws, relating to the election of moderators in town meetings.

To the committee on elections.

By Mr. Nute of Marshfield,

H. 214. An act for the protection of fish in Nigger-head pond in Marshfield.

To the joint committee on game and fisheries.

By Mr. Marshall of Brattleboro,

H. 215. An act in amendment of section 1983 of the Revised Laws, relating to liens.

To the judiciary committee.

By Mr. Thompson of Irasburgh,

H. 216. An act in amendment of section 2114 of the Revised Laws, and of the amendments thereto, relating to allowances to the widow and children of the deceased.

To the judiciary committee.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows :

MR. SPEAKER :

I am directed by the governor to inform the house of representatives that he has this day approved and signed a bill originating in the house of the following title, to wit :

H. 2. An act to enlarge the powers of the Montpelier Public Library association.

A message from the senate by Mr. Powers, their secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have passed bills of the following titles :

S. 28. An act in amendment of an act to provide for the appointment of overseers of the poor.

S. 46. An act in addition to number 134 of the laws of 1864, incorporating the Bennington and Glastenbury Railroad, Mining, and Manufacturing Company.

In the passage of which the concurrence of the house is requested.

The senate have considered house bills of the following titles :

H. 33. An act relating to the commitment of inmates of the soldiers' home to the insane asylum.

H. 51. An act to legalize the grand lists and quadrennial appraisal of the town of Jay for the year 1890.

H. 54. An act to legalize the quadrennial appraisal of real estate in the town of West Rutland for the year 1890.

H. 62. An act to legalize the quadrennial appraisal of real estate in the town of Sudbury for the year 1890.

And have passed the same in concurrence.

The governor has informed the senate that he has approved and signed bills originating in the senate of the following titles:

S. 2. An act to repeal section 3616 of the Revised Laws, relating to insurance agents.

S. 7. An act in amendment of section 1516 of chapter eighty-two of the Revised Laws, relating to the discharge of poor debtors.

Mr. Proctor of Fair Haven presented the petition of W. L. Howard and one hundred fifty-eight others, residents of the village of Fair Haven, praying for the enactment of house bill entitled

H. 64. An act relating to the village of Fair Haven,
Which was referred to the committee on corporations.

Mr. Phillips from the committee on the insane, to whom was referred house bill entitled

H. 13. An act in relation to the commitment of insane paupers in the insane asylum,

Reported in favor of its passage, and the question being, shall the bill be read the third time? on motion of Mr. Thompson of Irasburgh the same was ordered to lie.

Mr. Davis from the joint committee on joint rules, to whom had been referred a joint resolution relating to the introduction of bills,

Reported adversely to its adoption, and the adoption of the same on the part of the house was refused.

Senate bills of the following titles were severally read the first and second times, and referred as follows:

S. 28. An act in amendment of an act to provide for the appointment of overseers of the poor.

To the judiciary committee.

S. 46. An act in addition to No. 134 of the laws of 1864 incorporating the Bennington and Glastenbury Railroad, Mining and Manufacturing Company.

To the committee on railroads.

Mr. Wells of Burlington presented the petition of Thomas F.

Ahern, and two hundred twenty-four others, residents of Burlington, praying for the enactment of a weekly payment law,

Which was referred to the general committee.

Mr. Olmsted of Newbury moved that the vote refusing the third reading to house bill entitled

H. 110. An act in relation to labor strikes,

Be reconsidered, and that motion was, on motion of the same gentleman, ordered to lie and be made the special order for Wednesday afternoon next at two o'clock and thirty minutes.

Sundry petitions praying for the enactment of a law extending suffrage to women in all municipal elections were severally presented and referred to the judiciary committee, as follows:

By Mr. Thompson of Irasburgh, that of Mrs. M. A. Brewster and forty-three others, residents of Irasburgh.

By Mr. Canfield of Ryegate, that of Mary A. Twombly and one hundred twenty-one others, residents of Lyndon.

On motion of Mr. Wells of Burlington the house adjourned.

TUESDAY, OCTOBER 28, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

Bills of the following titles were severally introduced, read the first and second times and referred as follows :

By Mr. Davis of Danville,

H. 217. An act to incorporate the trustees of the Ladies' Library Association of Danville.

To the committee on corporations.

By Mr. Rooney of Mendon.

H. 218. An act to encourage the occupancy of abandoned farms and to utilize unimproved water power.

To the joint special committee on immigration and industrial interests.

By Mr. Buffum of Dorset,

H. 219. An act authorizing the recording of naturalization papers.

To the committee on elections.

By Mr. Robinson of Barton,

H. 220. An act to amend section 1005 of Revised Laws, relating to qualifications of witnesses.

To the judiciary committee.

By Mr. Ryther of Dover,

H. 221. An act to amend section 1 of No. 13 of the acts of 1888, relating to savings banks and trust companies.

To the same committee.

By Mr. Darling of Chelsea,

H. 222. An act relating to the election and drawing of grand and petit jurors, and repealing No. 111 of the acts of the legislature of 1884.

To the same committee.

By Mr. Macoy of Cambridge,

H. 223. An act entitled, "One man's money as good as any other man's."

To the committee on railroads.

By Mr. Fay of Jericho,

H. 224. An act in amendment to No. 60 of laws of 1884, entitled "An act relating to elections."

To the committee on elections.

By Mr. Clark of Halifax,

H. 225. An act to encourage the development of manufacturing, quarrying and mining companies.

To the joint special committee on immigration and industrial interests.

By Mr. Kenyon of Northfield,

H. 226. An act to empower the village of Northfield to bring water into said village, and to issue bonds for that purpose.

To the committee on corporations.

By Mr. Kelly of Danby,

H. 227. An act relating to dog licenses.

To the general committee.

By Mr. Miller of Shelburne,

H. 228. An act in addition to section 4035 of chapter 182 of the

Revised Laws, also of Act No. 12 of the acts of 1882, relating to dogs.

To the same committee.

By Mr. Janes of Waterbury,

H. 229. An act to pay Frank H. Atherton the sum therein named.

To the committee on claims.

By Mr. Stowe of Readsboro,

H. 230. An act to pay Alba G. Fay the sum therein named.

To the same committee.

By Mr. Phillips of Arlington,

H. 231. An act in amendment of section 2146 of Revised Laws, relating to executors and administrators.

To the judiciary committee.

By Mr. Cross of Montpelier (by request),

H. 232. An act extending the provisions of sections 3607 to 3632 of the Revised Laws, relating to insurance companies.

To the general committee.

H. 233. An act in amendment of No. 1 of the acts of 1882, providing a revenue for the payment of State expenses.

To the committee on ways and means.

A message from the senate by Mr. Powers, their secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have considered a house bill entitled

H. 66. An act to amend section 4551 of the Revised Laws, relating to the oath to be administered to an officer taking charge of a jury in a criminal cause,

And have passed the same in concurrence with proposals of amendment.

In the adoption of which the concurrence of the house is requested.

The senate have passed bills of the following titles:

S. 29. An act laying a tax on the county of Bennington.

S. 34. An act relating to set-line fishing.

S. 43. An act to amend section 1324 of the Revised Laws relating to forcible entry and detainer.

S. 45. An act to amend sections 3461, 3470, 3475, of the Revised Laws relating to reorganization of railroad companies after foreclosure.

In the passage of which the concurrence of the house is requested.

The governor has informed the senate that he has approved and signed a bill originating in the senate, entitled

S. 26. An act to amend number 193 of the acts of 1884, relating to the charter of the Vermont Investment and Guarantee Company.

Senate bills of the following titles were severally read the first and second times and referred as follows:

S. 29. An act laying a tax on the county of Bennington.

To a select committee consisting of the members from Bennington county.

S. 34. An act relating to set-line fishing.

To the joint committee on game and fisheries.

S. 43. An act to amend section 1324 of the Revised Laws relating to forcible entry and detainer.

To the judiciary committee.

S. 45. An act entitled an act to amend sections 3461, 3470 and 3475 of the Revised Laws, relating to reorganization of railroad companies after foreclosure.

To the committee on railroads.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their third reading refused:

By Mr. Walker from the committee on manufactures,

H. 63. An act in relation to the employment of labor.

By Mr. Williams from the committee on corporations,

H. 97. An act authorizing the repair or sale of the Union church edifice and contents at Berkshire Centre.

By Mr. Thompson from the judiciary committee,

H. 162. An act providing for the revision of the public laws of this State.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, read the third time and passed:

By Mr. Fleury from the committee on railroads,

H. 131. An act in amendment of an act to incorporate the Rutland Railroad Company, approved March 28, 1867.

By Mr. Boynton from the committee on the grand list,

H. 174. An act to legalize the grand list and quadrennial appraisal of the town of St. Albans for the year 1890.

House bill entitled

H. 13. An act in relation to the commitment of insane paupers in the insane asylum,

Was called up by Mr. Thompson of Irasburgh, and the question being, shall the bill be read the third time? it was decided in the negative.

Senate proposals of amendment to house bill entitled

H. 66. An act to amend section 4551 of the Revised Laws, relating to the oath to be administered to an officer taking charge of a jury in a criminal cause,

Were considered and concurred in as follows:

First, In section one, line seven, by striking out the words, "and after the jury are charged."

Second, In section one, line ten, by striking out the words, "and after they shall have been charged by the court."

House bill entitled

H. 44. An act in amendment of act number fifteen of the session laws of 1888 in relation to savings banks, savings institutions and trust companies,

Was taken up as a special order, and Mr. Marshall of Brattleboro was granted unanimous consent to withdraw his amendment.

And the question recurring, shall the bill pass? it was decided in the negative.

Mr. Enright from the judiciary committee, to whom had been referred house bill entitled

H. 178. An act relating to State trials,

Reported adversely to its passage, and pending the question, shall the bill be read the third time? on motion of Mr. Enright the same was re-committed to the judiciary committee.

Mr. Dustin of Craftsbury moved that the reference of house bill entitled

H. 145. An act to incorporate the Vermont Medical College, or Second Medical College of the American Health Society,

Be recalled from the joint special committee on public health,

Which was agreed to, and thereupon the bill was referred to the committee on education.

Mr. Robinson from a majority of the judiciary committee, to whom had been referred house bill entitled

H. 10. An act in addition to section 1075 of the Revised Laws, relating to exemption of debts from trustee process,

Reported adversely to its passage.

And pending the question, shall the bill be read the third time? on motion of Mr. Smith of St. Albans the bill was amended by

striking out the word "twenty-five" wherever it occurs before the word "dollars," and inserting in lieu therein the word *ten*.

On motion of Mr. Thompson of Irasburgh the bill was further amended by adding to section two the words *but shall not apply to debts contracted prior to the time when it goes into effect*.

The question then recurring, shall the bill be read the third time? it was decided in the negative.

Sundry petitions praying for the enactment of house bill No. 129, were severally presented and referred to the committee on education as follows:

By Mr. Brown of Whitingham that of Elijah S. Allen, and fifty-two others, citizens and voters of Whitingham.

By Mr. Stebbins of Vernon that of Marshall I. Reed and seventy-three others, citizens of Vernon.

By Mr. Walbridge of Brookfield that of D. D. Howe, master, and others of the Brookfield Grange.

Mr. Enright of Windsor presented the petition of Anna S. Robinson and two hundred twenty-eight others, residents of Windsor, praying for the enactment of a law granting municipal suffrage to women,

Which was referred to the judiciary committee.

On motion of Mr. Smith of Royalton, the house adjourned.

AFTERNOON.

Bills of the following titles were severally introduced, read the first and second times and referred as follows :

By Mr. Thrasher of Newport,

H. 234. An act to legalize the quadrennial appraisal of the real estate in the town of Newport for the year 1890.

To the committee on the grand list.

By Mr. Moloney of Rutland,

H. 235. An act to repeal section one of number fifty-three of the laws of 1886, entitled an act in amendment of section 1867 of the Revised Laws.

To the judiciary committee.

By Mr. Taylor of Cornwall,

H. 236. An act to incorporate the West Side Cemetery Association of West Salisbury, Vermont.

To the committee on corporations.

By Mr. Olmsted of Newbury,

H. 237. An act to establish and incorporate the Vermont Mutual Benefit Association.

To the same committee.

By Mr. Goodro of Ripton,

H. 238. An act to pay George J. Hodges the sum therein named

To the committee on claims.

By Mr. Moloney of Rutland,

H. 239. An act in amendment of number forty-one of the laws of 1886, entitled

An act to amend section 3855 of the Revised Laws and in addition thereto, relating to liquor prosecutions.

To the joint special committee on temperance.

By Mr. Harlow of Springfield,

H. 240. An act to pay Romaine A. Spafford the sum therein named.

To the committee on claims.

By Mr. Olmsted of Newbury,

H. 241. An act in amendment of section 4043, of chapter one hundred eighty-two of the Revised Laws, relating to damage done by dogs.

To the committee on agriculture.

By Mr. Bullard of Underhill,

H. 242. An act in amendment of section 2230 of the Revised Laws, relating to the distribution of estates of deceased persons.

To the judiciary committee.

By Mr. Chandler of Belvidere,

H. 243. An act in relation to the taxation of portable saw mills.

To the committee on the grand list.

By Mr. Bemis of Lyndon,

H. 244. An act to equalize taxation.

To the same committee.

House bills of the following titles were severally read the third time and passed:

H. 19. An act in amendment of section 3872 of the Revised Laws in relation to the protection of fish.

H. 77. An act in relation to railroad bonds and mortgages.

H. 102. An act to pay E. L. Keyes the sum therein named.

H. 105. An act in amendment of section 2010, of chapter one hundred two of the Revised Laws, relating to holidays.

H. 132. An act to pay George Howland the sum therein named.

H. 152. An act to pay Lovell H. Baker the sum therein named.

House bills of the following titles were severally reported favorably by Mr. Williams, from the committee on corporations, to whom they had been referred, read the third time and passed:

H. 100. An act in amendment of and in addition to number one hundred ninety-five of the acts of 1886, approved November 19, 1866, entitled an act to incorporate the village of Enosburgh Falls.

H. 185. An act to incorporate the Home for Friendless Women.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows:

MR. SPEAKER :

I am directed by the governor to inform the house of representatives that he has this day approved and signed bills originating in the house of the following titles, to wit:

H. 33. An act relating to the commitment of inmates of the soldiers' home to the insane asylum.

H. 51. An act to legalize the grand lists and quadrennial appraisal of the town of Jay for the year 1890.

H. 54. An act to legalize the quadrennial appraisal of real estate in the town of West Rutland for the year 1890.

H. 62. An act to legalize the quadrennial appraisal of real estate in the town of Sudbury for the year 1890.

Also a joint resolution to pay Albert W. Hudson his per diem and mileage.

Sundry petitions praying for the enactment of a law granting municipal suffrage to women were severally presented and referred to the judiciary committee as follows :

By Mr. Wells of Burlington, that of Mrs. C. E. Atwater and twenty-nine others, citizens of Burlington.

By Mr. Thrasher of Newport, that of Mrs F. E. Alfred and sixteen others, citizens of Newport.

Senate bill entitled

S. 6. An act to repeal section 696 of chapter 43 of the Revised Laws, entitled Court of Chancery,

Was read the third time and passed in concurrence.

Mr. Hubbard from the committee on highways, bridges and ferries, to whom had been referred house bill entitled

H. 45. An act providing for the appointment of a state road engineer, and defining his duties,

Reported adversely to its passage and pending the question, shall the bill be read the third time? on motion of Mr. Buttolph of Middlebury the same was dismissed.

Mr. Darling from the select committee, consisting of the members of the house from Orange county, to whom had been referred house bill entitled

H. 84. An act authorizing the assistant judges of Orange county to purchase the interest of the town of Chelsea in the court house in said county,

Reported in favor of its passage when amended,

First, By adding a new section to be known as section two, as follows :

SECTION 2. *And in case the said judges do purchase said interest of said Chelsea in said court house, then they are hereby authorized to repair said court house in such way and manner as shall, in the judgment of said judges, be the most economical and for the best interest of said county; and there shall be assessed a tax not to exceed five per cent. on a dollar on the list of the polls and ratable estate in the several towns in said county for the year of 1891, for the purpose of paying said Chelsea for its interest in said court house, and for repairing the same.*

And the treasurer of said county is directed, on or before the first day of August, 1891, to issue his warrant for the collection of the tax mentioned in this section to the collector of taxes in said towns, in the same manner as by law taxes are required to be collected, and the proceeds thereof shall be paid into the treasury of said county on or before the first day of January, 1892; and the selectmen of any town may draw their orders upon the town treasurer for the amount so assessed, and may include the amount of said tax in any tax-bill thereafter issued in said town. All moneys drawn from the county treasury for the purposes contemplated in this act shall be upon the orders of said judges.

Second, By re-numbering the second section of said bill so it shall become the third section thereof.

Which amendments were severally agreed to, and the bill as amended was read the third time and passed.

On motion of Mr. Darling, the title of the bill was amended by adding at the end of the same the words *and to repair the same.*

Mr. Walbridge from the committee on claims, to whom had been referred house bill entitled,

H. 146. An act to pay Wilson S. Lovell the sum therein named,

Reported in favor of its passage when amended,

First, In section one, line three, by filling the blank before the word "dollars" with the words *ninety-seven and fifty one hundredths.*

Second, In line five of same section by striking out the word "case" and inserting in lieu thereof the word *cases*.

Third, By striking out the whole of line six in same section.

Fourth, By inserting the word *of* before the word "State" in same section.

Which amendments were severally agreed to and the third reading of the bill as amended was ordered for to-morrow morning.

Mr. Hibbard from the committee on military affairs, to whom had been referred house bill entitled

H. 142. An act in amendment of act number ten of the session laws of 1884, in addition to chapter 130 of the Revised Laws, authorizing towns to appropriate money for the observance of Decoration Day.

Reported in favor of its passage, and the third reading thereof was ordered for to-morrow morning.

Mr. Hibbard from the same committee, to whom was referred house bill entitled

H. 88. An act to prevent persons from unlawfully using or wearing the badge of the Grand Army and Sons of Veterans of the Republic of this State,

Reported in favor of its passage when amended in section one, line seven, by inserting after the word "Republic" the words *and Woman's Relief Corps*.

Which amendment was agreed to and the third reading of the bill as amended was ordered for to-morrow morning.

On motion of Mr. Cannon of West Rutland, the house adjourned.

WEDNESDAY, OCTOBER 29, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows :

By Mr. Pollard of Chester.

H. 245. An act to revive and amend No. 221 of the session laws of 1870, incorporating the Chester Savings Bank.

To the committee on banks.

By Mr. Darling of Chelsea (by request),

H. 246. An act providing for the filling of vacancies in the office of representative to the general assembly.

To the judiciary committee.

By Mr. Buttolph of Middlebury,

H. 247. An act relating to the grand list of the town of Middlebury.

To the committee on the grand list.

By Mr. Langdon of Berlin,

H. 248. An act to change the name of the Monumental Granite Company to the Langdon Granite Company.

To the committee on corporations.

By Mr. Chedel of Pittsfield, and on motion of Mr. Darling of Chelsea, ordered to be printed,

H. 249. An act authorizing the removal of obstructions from the bed of White River and its tributaries.

To the same committee.

By Mr. Proctor of Fair Haven,

H. 250. An act authorizing the Fair Haven graded school district to borrow money for the purpose of paying its indebtedness.

To the committee on education.

By Mr. Perry of Barre,

H. 251. An act authorizing school district number eight in Barre to issue bonds for certain purposes herein named.

To the same committee.

By Mr. Proctor of Fair Haven,

H. 252. An act relating to the compensation of persons appointed by the governor under joint resolutions and acts of the Legislature.

To the joint committee on State and court expenses.

By Mr. Marshall of Brattleboro.

H. 253. An act to incorporate the Young Men's Christian Association of Brattleboro, Vermont.

To the committee on corporations.

By Mr. Bullard of Underhill,

H. 254. An act in relation to fees of prosecuting officers and complainants under chapter one hundred sixty-nine of the Revised Laws.

To the joint special committee on temperance.

By Mr. Fitts of Cabot,

H. 255. An act to change the name of Albert H. Edwards.

To the general committee.

By Mr. Marshall of Brattleboro,

H. 256. An act to amend section 1 of act number twelve of the laws of 1882, relating to the licensing of dogs.

To the same committee.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have considered a house bill entitled

H. 139. An act to incorporate the Deerfield Valley Railroad company,

And have passed the same in concurrence.

The senate have considered a joint resolution from the house addressed to the directors of the World's Fair of 1892,

And have adopted the same in concurrence.

Mr. Thrasher from the general committee, to whom had been referred house bill entitled

H. 74. An act to establish a board of street commissioners for the city of Burlington,

Reported in favor of its passage ;

And pending the question, shall the bill be read the third time ? on motion of Mr. Bullard of Underhill, the same was ordered to lie and be made the special order for Friday morning next, at eleven o'clock.

Mr. Smith from the joint committee on game and fisheries, to whom had been referred house bill entitled,

H. 86. An act extending the time of protection of deer,

Reported in favor of its passage when amended,

First, By striking out in section one, line seven, the word "fifty," and inserting in lieu thereof the words *one hundred*.

Second, By striking out all of section two.

Third, By re-numbering section three as section two.

Which amendments were severally agreed to, and the third reading of the bill, as amended, was ordered for to-morrow afternoon.

Mr. Conway from the committee on claims, to whom had been referred house bill entitled

H. 179. An act in aid of the publication of the Vermont Historical Gazetteer ;

Reported adversely to its passage.

And pending the question, shall the bill be read the third time ? on motion of Mr. Robinson of Barton, the bill was ordered to lie and be made the special order for Friday morning next, at eleven o'clock and thirty minutes.

Mr. Marshall from the committee on elections, to whom had been referred house bill entitled

H. 199. An act in addition to section 66 of chapter 6 of the Revised Laws, relating to check list of voters,

Reported in favor of its passage, when amended by striking out all of section one after the seventeenth line thereof, and inserting in lieu thereof the words, *have a hearing and shall be given either orally or by written notice left at his place of abode, by one of the selectmen or board of civil authority.*

Which amendment was agreed to and the third reading of the bill, as amended, was ordered for to-morrow afternoon.

Mr. Paul from the committee on claims, to whom had been referred senate bill entitled

S. 24. An act to pay J. P. Lamson the sum therein named,

Reported in favor of its passage in concurrence, and the third reading thereof was ordered for to-morrow afternoon.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, read the third time and passed :

By Mr. Smith from the joint committee on game and fisheries,

H. 56. An act regulating fishing in Lake Bomoseen in the towns of Hubbardton and Castleton.

H. 181. An act for the protection of trout and salmon trout in the waters of Peacham Pond in the town of Peacham.

By Mr. Dexter from the committee on the grand list,

H. 195. An act to legalize the grand list and quadrennial appraisal of the town of Wolcott for the year 1890.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their third reading refused :

By Mr. Kenyon from the general committee,

H. 130. An act in amendment of section 3624 of the Revised Laws, relating to insurance companies and agents.

By Mr. Smith from the joint committee on game and fisheries,

H. 167. An act to repeal number seventy-five of the laws of

1884, entitled an act in addition to section 3895, chapter 170, of Revised Laws, to protect game.

By Mr. Montgomery from the same committee,

H. 194. An act to protect fish in Washburn Pond.

By Mr. Smith from the same committee,

H. 214. An act for the protection of fish in Nigger-head Pond in Marshfield.

Mr. Horton of Chittenden offered the following joint resolution :

Resolved by the Senate and House of Representatives, That the use of the hall of the house of representatives be granted to the Vermont Officers' Reunion Society, on the evening of October 29, 1890, for an address by Capt. L. H. Bisbee of Chicago,

Which was read and adopted on the part of the house.

On motion of Mr. Houghton of Readsboro, the house adjourned.

AFTERNOON.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have passed a bill entitled

S. 66. An act to incorporate the Vermont Society of Sons of the American Revolution,

In the passage of which the concurrence of the house is requested.

The senate have on their part adopted a joint resolution granting representatives hall to George W. Perry,

In the adoption of which the concurrence of the house is requested.

The senate have considered a joint resolution from the house, granting use of hall of house to the Vermont Officers Reunion Society,

And have adopted the same in concurrence.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows :

By Mr. Horton of Chittenden,

H. 257. An act authorizing licenses for the sale of intoxicating liquors in towns voting to grant them.

To the joint special committee on temperance.

By Mr. Buttolph of Middlebury,

H. 258. An act to incorporate the Brooks Axe and Edge Tool Company.

To the committee on corporations.

By Mr. Smith of Topsham,

H. 259. An act to pay John A. Buswell the sum therein named.

To the committee on claims.

By Mr. Thompson of Irasburgh,

H. 260. An act regulating *mesne* process.

To the judiciary committee.

By Mr. Humphrey of Poultney,

H. 261. An act relating to roofs and roofing slate.

To the committee on manufactures.

By Mr. Phillips of Arlington,

H. 262. An act appropriating fifty thousand dollars to be expended in preparing the Vermont State Asylum for the insane for occupancy.

To the committee on the insane.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their third reading refused :

By Mr. Hobson from the joint committee on State and court expenses,

H. 27. An act in relation to the fees of town clerks.

By Mr. Merrill from the committee on claims,

H. 81. An act to pay Wesley M. Mitchell the sum therein named.

By Mr. Williams from the committee on corporations,

H. 148. An act to incorporate the Weston Cheese Company.

By Mr. Byington from the committee on the grand list,

H. 150. An act in amendment of sections 382, 383, 384, and 385 of the Revised Laws of Vermont, relating to collection of taxes.

By Mr. Hastings, from the committee on claims,

H. 155. An act to pay L. D. Miles the sum therein named.

By Mr. Dustin from the committee on claims,

H. 159. An act to pay William Tombs the sum therein named.

By Mr. Squier from the general committee,

H. 169. An act in amendment of section 3613, chapter one hundred sixty-two of the Revised Laws, relating to insurance agents.

By Mr. Brockway from the general committee,

H. 212. An act to amend sections 383 and 384 of the Revised Laws, relating to the collection of taxes.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, read the third time and passed :

By Mr. Harlow from the committee on the grand list,

H. 47. An act to legalize the grand list of the town of Sherburne for the years 1889 and 1890, including the quadrennial appraisal for the year 1890.

H. 94. An act to legalize the grand lists and the quadrennial appraisal in the town of Sandgate for the year 1890.

By Mr. Williams from the committee on corporations,

H. 151. An act to incorporate the Hardwick Aqueduct and Water Supply Company.

H. 164. An act to incorporate the village of Hardwick.

H. 182. An act to incorporate the Lake View Cemetery Association.

H. 189. An act to incorporate the Vermont State Fireman's Association.

Mr. Smith from the joint committee on game and fisheries, to whom had been referred house bill entitled

H. 171. An act to protect pickerel in Metcalf pond in the town of Fletcher,

Reported in favor of its passage when amended by striking out all of section two before the word "person," in the third line thereof, and inserting in lieu thereof the word *any*.

Which amendment was agreed to and the bill, as amended, was read the third time and passed.

Mr. Williams from the committee on corporations, to whom had been referred house bill entitled

H. 198. An act to incorporate Saint John the Baptist Benevolent Society,

Reported in favor of its passage, and the bill was read the third time, and pending the question, shall the bill pass? on motion of Mr. Thompson of Irasburgh, it was ordered to lie.

Mr. Colby of Victory offered the following resolution :

Resolved, That all bills hereafter presented which shall consist of more than four pages of written or printed matter shall be read the first and second times by their titles only.

Which was read and under the rule ordered to lie twenty-four hours.

Mr. Moloney of Rutland called up house bill entitled

H. 198. An act to incorporate Saint John the Baptist Benevolent Society,

And pending the question, shall the bill pass? Mr. Moloney moved that the same be committed to a member to amend by adding at the end of section six the words, *and shall be subject to future legislation to alter, amend or repeal.*

Which was agreed to and the bill, as amended, passed.

Mr. Perry from the committee on claims, to whom had been referred house bill entitled

H. 166. An act to pay L. D. Miles the sum therein named,

Reported in favor of its passage when amended by filling the blank before the word "dollars" in section one, line three, with the words *nineteen and forty one-hundredths.*

Which amendment was agreed to and the third reading of the bill, as amended, was ordered for to-morrow afternoon.

Mr. Gipson of Brandon presented the petition of Ozro Meacham and four hundred others, citizens of Brandon, praying for the passage of a weekly payment law,

And the same was referred to the general committee.

House bill entitled

H. 110. An act in relation to labor strikes,

Was taken up as a special order, and the question being, will the house reconsider its vote refusing the bill a third reading? it was decided in the negative.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, and their third reading ordered for to-morrow afternoon:

By Mr. Bullard from the judiciary committee,

H. 8. An act changing the time for the calling of a grand jury in the county of Addison.

By Mr. Miller from the joint committee on State and court expenses,

H. 70. An act providing for the payment of masters, referees, auditors, commissioners in probate appeals, and commissioners to discontinue or establish highways.

On motion of Mr. Moloney of Rutland, the house adjourned.

THURSDAY, OCTOBER 30, 1890.

Reading of the scriptures and prayer by the chaplain. .

Journal of yesterday read and approved.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows :

By Mr. Buffum of Dorset,

H. 263. An act to promote immigration and increase the value of land property.

To the joint special committee on immigration and industrial interests.

By Mr. Wells of Burlington (by request),

H. 264. An act in relation to cruelty to animals.

To the general committee.

H. 265. An act to pay Jerome Dumas the sum therein named.

To the general committee.

By Mr. Tudhope of North Hero,

H. 266. An act in addition to chapter 170 of Revised Laws, relating to fishing with hook and line in the waters of Lake Champlain.

To the joint committee on game and fisheries.

By Mr. Eastman of Groton,

H. 267. An act in amendment of section 3770 of the Revised Laws, relating to the organized militia.

To the committee on military affairs.

By Mr. James of Weybridge (by request),

H. 268. An act granting a charter for steam ferry at Larrabee's Point, Shoreham, Vt.

To the committee on highways, bridges and ferries.

By Mr. Stowe of Readsboro,

H. 269. An act altering the name of Edith B. Grey.

To the general committee.

By Mr. Pollard of Chester, and on his motion ordered to be printed,

H. 270. An act to incorporate the village of Chester.

To the committee on corporations.

By Mr. Chamberlin of Bradford,

H. 271. An act to incorporate the Bradford Water Company.

To the same committee.

Mr. Buffum from the committee on claims, to whom had been referred house bill entitled

H. 126. An act to pay John K. Weed the sum therein named,

Reported in favor of its passage when amended in section one, line three, by filling the blank before the word "dollars" with the words *thirty-five*.

Which amendment was agreed to, and the third reading of the bill, as amended, was ordered for to-morrow afternoon.

Mr. Williams from the committee on corporations, to whom had been referred house bill entitled

H. 203. An act to incorporate the West Brattleboro Cemetery Association,

Reported in favor of its passage, when amended by adding at the end of section ten the words, *and shall be under the authority of any future Legislature to amend or repeal as the public good may require*.

Which amendment was agreed to, and the bill, as amended, was read the third time and passed.

Mr. Robinson from the judiciary committee, to whom had been referred house bill entitled

H. 231. An act in amendment of section 2146 of Revised Laws, relating to executors and administrators,

Reported in favor of its passage when amended by striking out all of section one, and inserting in lieu thereof the following :

SECTION 1. *If there is no executor or administrator appointed, the death of the party shall be suggested on the record, and the suit shall be continued until an executor or administrator is appointed ; and the executor or administrator, who becomes a party, or the adverse party, shall, on motion, be entitled to a continuance to the next term of the court ; but in suits pending in the supreme court the court may order the case heard at the term at which the executor or administrator enters.*

Which amendment was agreed to, and the third reading of the bill as amended was ordered for to-morrow afternoon.

House bill entitled

H. 88. An act to prevent persons from unlawfully using or wearing the badge of the Grand Army and Sons of Veterans of the Republic of this State,

Was read the third time and pending the question, shall the bill pass? Mr. Abell from the committee on revision of bills moved that the bill be committed to a member to amend,

First, By inserting in section one, line three, after the word "Republic," the words *or Woman's Relief Corps*.

Second, By striking out the word "or" in line fifteen of said section and inserting in lieu thereof the word *and*.

Third, By inserting before the word "are," in line two of section two, the word *act*.

Which was agreed to, and the bill, as amended, passed.

Mr. Abell then moved that the title of the bill be amended by adding thereto the words *and Woman's Relief Corps*.

Which was agreed to.

Joint resolution from the senate as follows:

Resolved by the Senate and House of Representatives, That the use of representatives' hall be granted to Rev. George W. Perry, State Geologist, on the evening of Monday, November 10th, for a lecture upon the marble of Vermont.

Which was read and adopted in concurrence.

Mr. Brockway from the general committee, to whom had been referred house bill entitled

H. 173. An act to prevent the deposit of saw-dust, shavings or other contaminating substances in the south branch of Williams river,

Reported in favor of its passage, and pending the question, shall the bill be read the third time? Mr. Pollard of Chester moved that the same be amended by striking out the word "south" wherever it occurs before the word "branch" in section one, and inserting in lieu thereof the word *middle*.

Which was agreed to, and the bill, as amended, was read the third time and passed.

On motion of Mr. Thompson of Irasburgh the title of the bill was then amended by striking out the word "south" and inserting in lieu thereof the word *middle*.

Senate bill entitled

S. 66. An act to incorporate the Vermont Society of Sons of the American Revolution,

Was read the first and second times and referred to the committee on military affairs.

House bills of the following titles were severally read the third time and passed:

H. 142. An act in amendment of act number ten, of the session laws of 1884, in addition to chapter No. 130 of the Revised

Laws, authorizing towns to appropriate money for the observance of Decoration Day.

H. 146. An act to pay Wilson S. Lovell the sum therein named.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their third reading refused :

By Mr. Thompson from the judiciary committee.

H. 178. An act relating to State trials.

By Mr. Goodspeed from the general committee.

H. 184. An act authorizing towns to appropriate moneys to maintain bands of music.

By Mr. Smith from the judiciary committee,

H. 207. An act in amendment of and in addition to act number eighty-five of the acts of 1886, entitled an act to quiet the title in lands conveyed by collector's deed.

By Mr. Abell from the judiciary committee,

H. 215. An act in amendment of section 1983 of the Revised Laws, relating to liens.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, read the third time, and passed :

By Mr. Chafey from the committee on the grand list.

H. 42. An act to legalize the quadrennial appraisal of real estate in the town of Derby for the year 1886, and the grand list of said town for the years 1888 and 1889.

By Mr. Powers from the committee on education.

H. 48. An act to enable school district number eight in Middlesex to draw its share of the public school moneys for the year ending June 30, 1890.

By Mr. Williams from the committee on corporations.

H. 140. An act to incorporate the Pittsford Aqueduct Company.

H. 191. An act to incorporate the Locust Ridge Cemetery Association of Brattleboro.

H. 196. An act to amend the charter of the village of Middlebury.

H. 202. An act changing the name of the Woodstock Cemetery Association.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, and their third reading ordered for to-morrow afternoon:

By Mr. Martin from the committee on agriculture,

H. 107. An act relating to fowls running at large.

By Mr. Hubbard from the committee on highways, bridges and ferries,

H. 192. An act in amendment of and in addition to section 2945 of the Revised Laws, relating to highways.

Senate bills of the following titles were severally reported from the judiciary committee, favorably to their passage in concurrence, and the third reading thereof was ordered for to-morrow afternoon:

By Mr. Smith,

S. 13. An act in amendment of and in addition to sections 2230 and 2234, Revised Laws of Vermont, relating to the descent and distribution of the real and personal estate of married women.

By Mr. Darling,

S. 43. An act to amend section 1324 of the Revised Laws, relating to forcible entry and detainer.

Mr. Buffum from the select committee consisting of the members from Bennington county, to whom had been referred senate bill entitled

S. 29. An act laying a tax on the county of Bennington,

Reported in favor of its passage in concurrence, and the bill was read the third time and passed in concurrence.

Mr. Hubbard from the committee on highways, bridges and ferries, to whom had been referred house bill entitled

H. 60. An act to amend No. 10 of the acts of 1886, relating to highways and bridges,

Reported adversely to its passage, and pending the question, shall the bill be read the third time? on motion of Mr. Stowe of Readsboro it was ordered to lie.

Mr. Thompson of Irasburgh moved that the reference of house bill entitled

H. 221. An act to amend section one of number thirteen of the acts of 1888, relating to savings banks and trust companies,

Be recalled from the judiciary committee, and that the same be referred to the committee on banks.

Which was agreed to.

Mr. Tucker of Hardwick presented the petitions of Caledonia Grange number nine of East Hardwick, praying that the present school law be continued for two years longer; also for the establishment of a separate agricultural college.

Which were read and referred to the committee on education.

Mr. Kelley of Danby presented the petition of William H. Bond and two hundred sixty-nine others, residents of Danby, asking for the enactment of a weekly payment law.

Which was referred to the general committee.

Mr. Dustin of Craftsbury presented the petition of Amasa Scott and three hundred twenty-eight others, residents of Craftsbury, praying for the passage of an act granting municipal suffrage to women.

Which was referred to the judiciary committee.

On motion of Mr. Proctor of Fair Haven, the house adjourned.

AFTERNOON.

Bills of the following titles were severally introduced, read the first and second times and referred as follows :

By Mr. Brown of Sheldon,

H. 272. An act to legalize the quadrennial appraisal of the real estate in the town of Sheldon for the year 1890.

To the committee on the grand list.

By Mr. Brown of Tunbridge,

H. 273. An act to incorporate the comrades of Whitney Post.

To the committee on corporations.

By Mr. Blake of Swanton,

H. 274. An act to incorporate the Sunset Electric Company.

To the same committee.

By Mr. Humphrey of Poultney,

H. 275. An act relating to text books in addition to chapter ten of number nine, laws of 1888, relating to public instruction

To the committee on education.

H. 276. An act to incorporate the village of Poultney.

To the committee on corporations.

By Mr. Smith of St. Albans,

H. 277. An act to incorporate the Vermont State Provident Association.

To the same committee.

By Mr. Bullard of Underhill,

H. 278. An act relating to amendment of process and pleading.

To the judiciary committee.

By Mr. Merrill of Enosburgh,

H. 279. An act in amendment of section 4583 of the Revised Laws, relating to the promulgation of the laws.

To the same committee.

By Mr. Rooney of Mendon,

H. 280. An act in aid of the repairing of certain highways in the town of Mendon.

To the committee on highways, bridges and ferries.

By Mr. Wells of Burlington,

H. 281. An act to amend section 4315, Revised Laws, relating to the better observance of Sunday.

To the general committee.

By Mr. Pierce of Calais,

H. 282. An act to protect fish in Caspian Lake in the town of Greensboro.

To the joint committee on game and fisheries.

By Mr. Hastings of Townshend,

H. 283. An act in amendment of section 4029, of chapter one hundred eighty-two, of Revised Laws, relating to dogs.

To the general committee.

By Mr. Rice of Somerset,

H. 284. An act relating to the collection of taxes by town treasurers.

To the committee on the grand list.

By Mr. Moloney of Rutland,

H. 285. An act changing the corporate name of the Howe Scale Company of 1886.

To the committee on corporations.

By Mr. Hibbard of Orwell,

H. 286. An act granting a ferry to Zeb Martin, at Larabee's Point, in the town of Shoreham.

To the committee on highways, bridges and ferries.

By Mr. Moloney of Rutland,

A. 287. An act in amendment of section 1, of number one hundred eighteen of the laws of 1888, relating to licenses of insurance agents.

To the general committee.

By Mr. Williams of Rockingham,

H. 288. An act conferring additional powers upon the Bellows Falls Village corporation.

To the committee on corporations.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows:

MR. SPEAKER:

I am directed by the governor to inform the house of representatives that on the 29th day of October he approved and signed bills originating in the house of the following titles, to wit:

H. 66. An act to amend section 4551 of the Revised Laws, relating to the oath to be administered to an officer taking charge of a jury in a criminal cause.

H. 139. An act to incorporate the Deerfield Valley Railroad Company.

House bill entitled

H. 70. An act providing for the payment of masters, referees, auditors, commissioners in probate appeals, and commissioners to discontinue or establish highways,

Was read the third time, and pending the question, shall the bill pass? Mr. Thompson of Irasburgh moved that it be committed to a member to amend,

First, By inserting the word *hereafter* before the word "appointed" wherever said word occurs in section one.

Second, By striking out all of section two.

Third, By re-numbering section three as section two and striking out all of said section after the word "passage" in the first line thereof.

Which was agreed to, and the bill, as amended, passed

Senate bill entitled

S. 24. An act to pay J. P. Lamson the sum therein named, was read the third time and passed in concurrence.

House bills of the following titles were severally read the third time and passed:

H. 8. An act changing the term for the calling of a grand jury in the county of Addison.

H. 86. An act extending the time of the protection of deer.

H. 166. An act to pay L. D. Miles the sum therein named.

H. 199. An act in addition to section sixty-six of chapter six of the Revised Laws, relating to check-list of voters.

Mr. Miller from the committee on elections to whom had been referred house bill entitled

H. 219. An act authorizing the recording of naturalization papers,

Reported in favor of its passage, and the third reading thereof was ordered for to-morrow afternoon.

Bills of the following titles were severally reported from the committee on claims to whom they had been referred, adversely, and their third reading refused :

By Mr. Gipson,

H. 125. An act to pay Carrol Smith the sum therein named.

By Mr. Smith,

H. 190. An act to pay Olin Huntington the sum therein named.

Mr. Hibbard of Orwell presented sundry petitions praying for the passage of the bill granting a ferry to Zeb Martin at Larabee's Point in Shoreham,

Which were referred to the committee on highways, bridges and ferries.

Mr. Needham of Whiting asked to be, and was, excused from further service on the committee on state prison, and Mr. Sayles of Richmond was appointed in his place.

On motion of Mr. Moloney of Rutland, the house adjourned.

FRIDAY, OCTOBER 31, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

Bills of the following titles were severally introduced, read the first and second times and referred as follows :

By Mr. Taylor of Fletcher,

H. 289. An act to promote industry, thrift and temperance by reducing the legal rate of interest from six per cent. to five per cent, by amending section 1996 of the Revised Laws.

To the committee on banks.

By Mr. Kimball of Randolph, and on his motion ordered to be printed,

H. 290. An act to incorporate the West Randolph Library Association.

To the committee on corporations.

By Mr. Clark of Halifax,

H. 291. An act in addition to the acts regulating the sale of intoxicating liquors.

To the joint special committee on temperance.

By Mr. Robinson of Barton,

H. 292. An act in addition to chapter 153 of R. L. relating to private corporations by voluntary association.

To the general committee.

By Mr. Wilcox of Granby,

H. 293. An act to legalize the quadrennial appraisal of the town of Granby.

To the committee on the grand list.

By Mr. Chamberlin of Bradford,

H. 294. An act to incorporate the village of Bradford.

To the committee on corporations.

By Mr. Robinson of Barton,

H. 295. An act in addition to sections 2376, 2377 and 2378 of the Revised Laws, relating to divorce.

To the judiciary committee.

By Mr. Marshall of Brattleboro,

H. 296. An act to enable the town of Brattleboro to aid in the construction of a court house and jail in the county of Windham.

To the committee on corporations.

By Mr. Kimball of Randolph,

H. 297. An act in amendment of sections 467 and 468 of the Revised Laws, relating to scholarships in normal schools.

To the committee on education.

By Mr. Hobson of Brighton,

H. 298. An act to pay Abner H. Bonett the sum therein named.

To the committee on claims.

By Mr. Mann of Wilmington,

H. 299. An act to encourage the development of water powers.

To the general committee.

By Mr. Mann of Wilmington,

H. 300. An act to incorporate the Forest and Stream club, of Wilmington, Vermont.

To the joint committee on game and fisheries.

By Mr. Sawyer of Sudbury,

H. 301. An act to amend act number one hundred one of the laws of 1888, relating to destruction of noxious animals.

To the committee on agriculture.

By Mr. Humphrey of Poultney,

H. 302. An act to prohibit the deposit of sawdust and other foreign substances into any stream of water in this State.

To the general committee.

• By Mr. Burbank of Cavendish,

H. 303. An act to legalize the grand lists of the town of Plymouth for the years 1889 and 1890, including the quadrennial appraisal for the year 1890.

To the committee on the grand list.

By Mr. Sherwin of Jamaica,

H. 304. An act to repeal number sixty-nine of the laws of 1886, relating to appearance in divorce cases.

To the judiciary committee.

By Mr. Amsden of Weathersfield,

H. 305. An act in amendment of section 4572 of the Revised Laws of 1880 in relation to the distribution of the laws.

To the general committee.

By Mr. Croft of Clarendon,

H. 306. An act relating to the liability of railroad companies for damages to horses, cattle or other animals.

To the committee on railroads.

By Mr. Rooney of Mendon,

H. 307. An act to pay Horace Allen the sum therein named.

To the committee on claims.

By Mr. Moloney of Rutland,

H. 308. An act to compel certain persons to maintain their families.

To the general committee.

By Mr. Croft of Clarendon,

H. 309. An act relating to the expense of canvassing votes and limiting the expense provided for by section 258, Revised Laws.

To the committee on elections.

By Mr. Perry of Barre,

H. 310. An act to protect the purity of elections in balloting.

To the same committee.

By Mr. Johnson of Bridgewater,

H. 311. An act to repeal number three hundred seventeen, acts of 1888, relating to the protection of fish.

To the joint committee on game and fisheries.

By Mr. Sawyer of Sudbury,

H. 312. An act to repeal number twenty-three of the laws of 1886, entitled an act to create a board of railroad commissioners and to define and regulate its powers and duties.

To the committee on railroads.

By Mr. Robinson of Barton,

H. 313. An act providing for the selection and drawing of grand and petit jurors in the county courts.

To the judiciary committee.

By Mr. Marshall of Brattleboro,

H. 314. An act to amend section 285 of the Revised Laws, relating to stockholders in banks.

To the committee on the grand list.

By Mr. Hill of Lunenburg,

H. 315. An act to exempt soldiers from a poll tax.

To the same committee.

By Mr. Cannon of West Rutland,

H. 316. An act to regulate the number of hours constituting a legal day's work.

To the general committee.

By Mr. Moloney of Rutland,

H. 317. An act to repeal certain sections of number one hundred eight of the laws of 1888, entitled "an act to prevent the adulteration of milk and the false branding of butter and cheese, approved November 27th, 1888.

To the committee on agriculture.

By Mr. James of Weybridge,

H. 318. An act to incorporate the Security Savings Bank and Trust Company of Middlebury.

To the committee on banks.

By Mr. Pollard of Chester,

H. 319. An act to encourage the erection of new hotels in towns and villages in this State.

To the general committee.

By Mr. Thompson of Irasburgh,

H. 320. An act to prevent the fraudulent concealment of personal estate to avoid taxation.

To the committee on the grand list.

By Mr. Aiken of Benson,

H. 321. An act to amend section two of number one hundred three of the laws of 1888, relating to the protection of horse owners.

To the committee on agriculture.

By Mr. Reed of Wolcott,

H. 322. An act to legalize the grand list of the town of Montgomery for the year 1890.

To the committee on the grand list.

By Mr. Pollard of Chester,

H. 323. An act in addition to and in amendment of number twelve of the acts of 1888, in amendment of section twenty-seven, number forty-one of the acts of 1884, relating to investments by savings banks and trust companies.

To the committee on banks.

By Mr. Chafey of Albany,

H. 324. An act entitled an act to exempt widows and unmarried women from certain taxation.

To the committee on the grand list.

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER :

I am directed to inform the house that the senate have passed bills of the following titles :

S. 35. An act to prevent deception in the sale of dairy products, and to preserve the public health.

S. 60. An act granting a ferry to Allen L. Hale.

In the passage of which the concurrence of the house is requested.

The senate have considered house bills of the following titles :

H. 20. An act to regulate fishing in the waters of Lake St. Catherine in the towns of Poultney and Wells.

H. 26. An act to legalize the grand lists of the town of Victory for the years 1888, 1889 and 1890.

H. 68. An act to pay Ira J. Twitchell the sum therein named.

H. 76. An act in relation to the consolidation of certain railroads therein named.

H. 86. An act extending the time of protection of deer.

H. 95. An act to legalize the grand lists of the town of Brunswick for the years 1886, 1887, 1888 and 1889.

H. 102. An act to pay E. L. Keyes the sum therein named.

H. 131. An act in amendment of an act to incorporate the Rutland railroad company, approved March 28, 1867.

H. 137. An act to change the name of Fairlee pond to Lake Morey.

H. 152. An act to pay Loren H. Baker the sum therein named.

H. 185. An act to incorporate the Home for Friendless Women.

And have passed the same in concurrence.

House bill entitled

H. 74. An act to establish a board of street commissioners for the city of Burlington,

Was taken up as a special order, and the question being, shall the bill pass? on motion of Mr. Bullard of Underhill, the same was ordered to lie, and be made the special order for Tuesday morning next at eleven o'clock.

Mr. Williams of Rockingham moved that the reference of house bill entitled

H. 92. An act amending section 3276 of the Revised Laws, relating to private corporations,

Be recalled from the committee on corporations, and that the same be referred to the judiciary committee,

Which was agreed to.

House bills of the following titles were severally reported from the various committees, to whom they had been referred, adversely, and their third reading refused:

By Mr. Fay, from the committee on agriculture.

H. 91. An act to improve the breeding of horses.

By Mr. Horton from the joint special committee on temperance,

H. 127. An act to regulate the sale of spirituous liquors.

By Mr. Fay from the committee on agriculture,

H. 128. An act relating to the State Board of Agriculture.

By Mr. Waterman from the general committee,

H. 227. An act relating to dog licenses.

By Mr. Merrill from the committee on claims,

H. 238. An act to pay George J. Hodges the sum therein named.

Mr. Thompson of Irasburgh moved that the vote refusing a third reading to the house bill entitled

H. 215. An act in amendment of section 1983 of the Revised Laws, relating to liens,

Be reconsidered;

Which was agreed to, and the question recurring, shall the bill be read the third time? on motion of Mr. Thompson the same was recommitted to the judiciary committee.

Senate bills of the following titles were severally read the first and second times and referred as follows:

S. 35. An act to prevent deception in the sale of dairy products and to preserve the public health.

To the committee on agriculture.

S. 60. An act granting a ferry to Allen L. Hale.

To the committee on highways, bridges and ferries.

House bill entitled

H. 179. An act in aid of the publication of the Vermont Historical Gazetteer,

Was taken up as a special order, and the question being, shall the bill be read the third time? on motion of Mr. Robinson of Barton it was ordered to lie.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, and their third reading ordered for to-morrow afternoon:

By Mr. Tyler from the general committee,

H. 232. An act extending the provisions of sections 3607 to 3632 of the Revised Laws, relating to insurance companies.

By Mr. Moloney from the judiciary committee,

H. 235. An act to repeal section one of number fifty-three of the laws of 1886, entitled "an act in amendment of section 1867 of the Revised Laws."

Mr. Hubbard from the committee on highways, bridges and ferries to whom had been referred house bill entitled

H. 138. An act granting relief to towns excessively burdened for highways and bridges, from other towns benefitted thereby, and repealing number eighteen acts of 1884 and number sixteen acts 1886,

Reported adversely to its passage, and the third reading thereof was refused.

Mr. Chafey from the committee on the grand list to whom had been referred house bill entitled

H. 243. An act in relation to the taxation of portable saw-mills,

Reported in favor of its passage when amended by striking out all of section one and inserting in lieu thereof the following :

SECTION 1. *Portable and other saw-mills and machinery therein in this State for the purpose of sawing logs and lumber shall be deemed to be real estate for the purposes of taxation.*

Which amendment was agreed to and the third reading of the bill, as amended, was ordered for to-morrow afternoon.

House bill entitled

H. 179. An act in aid of the publication of the Vermont Historical Gazetteer,

Was called up by Mr. Buffum of Dorset, and on his motion the bill was made the special order for Tuesday afternoon next at two o'clock and thirty minutes.

Mr. Mann of Wilmington presented the petition of Mrs. E. A. Fitch and sixty-six others, residents of Wilmington, praying for the enactment of a law granting municipal suffrage to women;

Which was referred to the judiciary committee.

Sundry remonstrances against the impairment of the prohibitory law were severally presented and referred to the judiciary committee as follows:

By Mr. Mann of Wilmington, that of George E. Haynes and twenty-four others, citizens of Wilmington.

By Mr. Hastings of Townshend, that of Rev. W. D. Athearn and eighty others, citizens of Townshend.

On motion of Mr. Kinerson of Peacham, the house adjourned.

AFTERNOON.

Bills of the following titles were severally introduced, read the first and second times and referred as follows:

By Mr. Prouty of Franklin,

H. 325. An act relating to the salaries of State officers.

To the joint committee on state and court expenses.

By Mr. Spaulding of Sherburne,

H. 326. An act appropriating the sum therein named for the purpose of repairing highways, bridges and culverts in the town of Sherburne.

To the committee on highways, bridges and ferries.

By Mr. Proctor of Proctor,

H. 327. An act entitled an act to regulate the practice of medicine and surgery, and constituting a state board of medical examiners.

To the joint special committee on public health.

By Mr. Clark of Halifax (by request),

H. 328. An act to repeal chapter 172 of the Revised Laws, relating to the practice of medicine and surgery.

To the same committee.

By Mr. Bucklin of Shrewsbury,

H. 329. An act in relation to the transfer of real estate.

To the committee on agriculture.

By Mr. Brown of Tunbridge,

H. 330. An act to amend section 2702 of the Revised Laws, relating to town officers.

To the general committee.

By Mr. Croft of Clarendon,

H. 331. An act amending section 3871 of the Revised Laws relating to fish wardens.

To the joint committee on game and fisheries.

By Mr. Perry of Barre,

H. 332. An act to incorporate the Barre Savings Bank and Trust Company.

To the committee on banks.

By Mr. Rooney of Mendon,

H. 333. An act to provide for fortnightly payments of wages by employers of labor.

To the committee on corporations.

By Mr. Bugbee of Pomfret,

H. 334. An act amending section 4572 of the Revised Laws, relating to the distribution of the Laws of each session of the General Assembly.

To the distributing committee.

By Mr. Squier of New Haven,

H. 335. An act regulating the practice of itinerant medical practitioners in this State.

To the joint special committee on public health.

By Mr. Sherwin of Jamaica,

H. 336. An act authorizing the town of Jamaica to fund its present indebtedness.

To the committee on corporations.

By Mr. Janes of Waterbury,

H. 337. An act in addition to section 1039 of the Revised Laws relating to the taking of testimony *in perpetuum*.

To the judiciary committee.

Mr. Hubbard from the committee on highways, bridges and ferries to whom had been referred house bill entitled

H. 157. An act empowering the town of Waterford to aid in the construction of a bridge across the Connecticut river,

Reported in favor of its passage when amended.

First, In section one line two, by striking out the word "empowered" and inserting in lieu thereof the word *authorized*.

Second, In line three of the same section by striking out the words "or toll."

Third, In line ten, same section by striking out the word "to" and inserting in lieu thereof the word *of*.

Which amendments were severally agreed to, and the bill, as amended, was read the third time and passed.

Mr. Waterman from the general committee to whom had been referred house bill entitled

H. 31. An act to regulate the rental allowed for the use of telephones, and fixing a penalty for its violation,

Reported adversely to its passage, and pending the question, shall the bill be read the third time? on motion of Mr. Clark of Halifax the same was ordered to lie.

Senate bill entitled

S. 13. An act in amendment of, and in addition to section 2230 and 2234, Revised Laws of Vermont, relating to the descent and distribution of the real and personal estate of married women,

Was read the third time and passed in concurrence.

Senate bill entitled

S. 23. An act to amend section 1324 of the Revised Laws relating to forcible entry and detainer,

Was read the third time, and pending the question, shall the bill pass in concurrence? Mr. Bullard from the committee on revision of bills, moved that the house propose to the senate to amend the bill by striking out the last word of the same and inserting in lieu thereof the words *in accordance with said judgment*.

Which was agreed to, and the bill was passed in concurrence with a proposal of amendment.

House bill entitled

H. 107. An act relating to fowls running at large,

Was read the third time, and pending the question, shall the bill pass? Mr. Bullard from the committee on revision of bills moved that the bill be committed to a member to amend,

First, By striking out, in section one, line six, the words "subject to" and inserting in lieu thereof the words *liable for*.

Second, By inserting in same line and section after the word "damage" the words *resulting therefrom*.

Which was agreed to, and the bill, as amended, passed.

On motion of Mr. Bullard the title of the bill was then amended so as to read as follows : *An act in amendment of section 4005 of the Revised Laws relating to fowls running at large.*

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows:

MR. SPEAKER:

I am directed by the governor to inform the house of representatives that he has this day approved and signed bills originating in the house of the following titles, to wit:

H. 85. Extending the time of the protection of deer.

Mr. Humphrey from the committee on education, to whom had been referred house bill entitled

H. 250. An act authorizing the Fair Haven Graded School District to borrow money for the purpose of paying its indebtedness,

Reported in favor of its passage, and the bill was read the third time and passed.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, and their third reading ordered for to-morrow afternoon:

By Mr. Davis from the committee on claims,

H. 141. An act to pay J. W. Roy the sum therein named.

By Mr. Brown from the committee on the insane,

H. 262. An act appropriating fifty thousand dollars to be expended in preparing the Vermont State Asylum for the Insane for occupancy.

House bill entitled

H. 231. An act in amendment of section 2146 of Revised Laws, relating to executors and administrators,

Was read the third time, and pending the question, shall the bill pass? Mr. Bullard from the committee on revision of bills, moved that the same be committed to a member to amend by inserting before the first word of section one the words, *Section 2146 of the Revised Laws relating to executors and administrators is hereby amended so as to read as follows:*

Which was agreed to, and the bill having been amended was passed.

Mr. Moloney of Rutland offered the following resolution :

Resolved, That the house of representatives respectfully request the senate to return senate bill number 19 for further consideration by the house.

Which was read and adopted.

Mr. Fairbanks of Newark presented the petition of A. D. Blake and twenty-four other citizens of Vermont, praying for the discharge of the State militia.

Which was referred to the committee on military affairs.

Mr. Thrasher of Newport presented the petition of Clara Mary Richmond of Newport, and one hundred nine other teachers of Orleans county, praying that the present school law be continued.

Which was referred to the committee on education.

Mr. Moloney of Rutland offered the following resolution :

Resolved, That the time limited for the introduction of bills be extended until Tuesday next at noon.

Which was read, and, under the rule, ordered to lie twenty-four hours.

House bill entitled

H. 126. An act to pay John K. Weed the sum therein named,

Was read the third time, and pending the question, shall the bill pass ? Mr. Bullard from the committee on revision of bills, moved that the same be committed to a member to amend in section one,

First, By inserting in line two, after the word "treasurer" the words *of the State*.

Second, By striking out of line seven the word "and."

Third, By striking out of the same line the word "out."

Which was agreed to, and the bill, having been amended, was passed.

House bill entitled

H. 192. An act in amendment of, and in addition to, section 2945 of the Revised Laws, relating to highways,

Was read the third time and passed.

On motion of Mr. Williams of Rockingham, the house adjourned.

MONDAY, NOVEMBER 3, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of Friday read and approved.

By consent of the house, bills of the following titles were severally introduced, read the first and second times, and referred as follows :

By Mr. Janes of Waterbury,

H. 338. An act amending the act of incorporation of the village of Waterbury.

To the committee on corporations.

By Mr. Warren of Washington,

H. 339. An act changing the name of Frank Field and constituting him heir-at-law of Richard B. and Ann D. Collins.

To the general committee.

Mr. Moloney of Rutland called up the resolution extending the time for the introduction of bills,

And the same was adopted.

Mr. Sherwin of Jamaica introduced a bill entitled

H. 340. An act for the protection of livery men,

Which was read the first and second times and referred to the general committee.

House bill entitled

H. 141. An act to pay J. W. Roy the sum therein named,

Was read the third time, and pending the question, shall the bill pass? Mr. Merrill of Enosburgh moved that the same be committed to a member to amend in section one, line two, by inserting before the word "dollars" the words *seventy-five*,

Which was agreed to, and the bill, having been amended, was passed.

On motion of Mr. Proctor of Fair Haven, the house adjourned.

TUESDAY, NOVEMBER 4, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

Bills of the following titles were severally introduced, read the first and second times, and referred as follows :

By Mr. Smith of Royalton,

H. 341. An act authorizing selectmen to kill horses so emaciated, diseased, or injured, as to be unfit for labor.

To the general committee.

By Mr. Peck of Hinesburgh,

H. 342. An act in amendment of No. 35 of the acts of 1886, entitled an act in amendment of chapter 169 of the Revised Laws, relating to the traffic in intoxicating liquors.

To the joint special committee on temperance.

By Mr. Langdon of Berlin (by request),

H. 343. An act to change the name of George David Rich.

To the general committee.

By Mr. Robinson of Barton,

H. 344. An act relating to the Vermont Historical Gazetteer.

To the committee on claims.

By Mr. Macoy of Cambridge,

H. 345. An act in amendment of section one, number twenty-four of laws of 1888, relating to mileage tickets.

To the committee on railroads.

By Mr. Robinson of Barton,

H. 346. An act to incorporate the Green Mountain Telegraph Company.

To the committee on corporations.

By Mr. Williams of Rockingham,

H. 347. An act to consolidate, amend, and in addition to an act entitled an act incorporating the inhabitants of the first school district in Rockingham, approved November 1st, 1833, and the various acts heretofore passed and approved, in amendment and in addition thereto.

To the same committee.

By Mr. Mann of Wilmington,

H. 348. An act to legalize the grand list of the town of Wilmington for the year 1888.

To the committee on the grand list.

H. 349. An act empowering the board of railroad commissioners to regulate railroad freights, under certain conditions.

To the committee on railroads.

By Mr. Peck of Hinesburgh,

H. 350. An act to prevent larceny.

To the judiciary committee.

By Mr. Dustin of Craftsbury,

H. 351. An act relating to division fences.

To the committee on agriculture.

By Mr. Brown of Sheldon,

H. 352. An act to allow the listers of the town of Sheldon to return the quadrennial appraisal of the real estate made A. D. 1890, of said town, to the town clerk's office on or before the first Tuesday of January, A. D. 1891.

To the committee on the grand list.

By Mr. Moloney of Rutland,

H. 353. An act in amendment of and in addition to number 199 of the laws of 1886, approved November 24th, 1886, relating to the village of Rutland.

To the committee on corporations.

By Mr. Byington of Charlotte,

H. 354. An act to equalize taxation.

To the committee on the grand list.

By Mr. Carpenter of Rupert,

H. 355. An act requiring fire escapes to be placed in the sleeping rooms of all hotels in the State.

To the general committee.

By Mr. Moloney of Rutland,

H. 356. An act to provide for the construction and maintenance of a fish hatchery.

To the joint committee on game and fisheries.

By Mr. Smith of St. Albans,

H. 357. An act providing for better drainage in or adjacent to incorporated cities and villages.

To the committee on corporations.

H. 358. An act to pay Emery Thibault the sum therein named.
To the committee on claims.

By Mr. Labaree of Hartland,

H. 359. An act to incorporate the Hartland Jenne Cemetery Association.

To the committee on corporations.

By Mr. Sawyer of Sudbury,

H. 360. An act in relation to the taxation of standing timber.

To the committee on the grand list.

By Mr. Cannon of West Rutland,

H. 361. An act enabling certain towns to procure street lights.

To the committee on corporations.

By Mr. Darling of Chelsea,

H. 362. An act authorizing the quartermaster-general to allow the Sons of Veterans to use the State tents at their annual encampment.

To the committee on military affairs.

By Mr. Cannon of West Rutland,

H. 363. An act amending section 839 of the Revised Laws, relating to justices of the peace.

To the judiciary committee.

By Mr. Cross of Montpelier,

H. 364. An act to regulate the construction of electric light and electric power plants.

To the general committee.

By Mr. Houghton of Stamford,

H. 365. An act to amend number seventy-eight of the laws of 1882.

To the joint committee on game and fisheries.

By Mr. Peck of Hinesburgh,

H. 366. An act giving the right of appeal from the action of a town in the alteration of school districts.

To the judiciary committee.

By Mr. Walbridge of Brookfield,

H. 367. An act to pay William Clark the sum therein named.

To the committee on claims.

By Mr. Cross of Montpelier,

H. 368. An act relating to the regulation and supervision of wires over streets in cities and villages.

To the committee on highways, bridges and ferries.

By Mr. Blake of Swanton,

H. 369. An act in amendment of section 3895, Revised Laws of Vermont.

To the joint committee on game and fisheries.

By Mr. Williams of Rockingham,

H. 370. An act to repeal number 112 of the laws of 1884, authorizing the appointment of special prosecutors of criminal offences.

To the judiciary committee.

By Mr. Bartlett of Plainfield,

H. 371. An act to amend section 57 of number nine of the acts of 1888, relating to teachers' certificates.

To the committee on education.

By Mr. Eldredge of Warren,

H. 372. An act relating to switchmen at railroad stations.

To the committee on railroads.

By Mr. Thomas of Monkton,

H. 373. An act to prevent accidents from illuminating gas.

To the general committee.

By Mr. Chedel of Pittsfield,

H. 374. An act to incorporate the Pittsfield and Rochester Telephone Association.

To the committee on corporations.

By Mr. Kezer of Rochester,

H. 375. An act to incorporate the Rochester Water System Company.

To the same committee.

By Mr. Moloney of Rutland,

H. 376. An act in addition to section 4226 of the Revised Laws, relating to the intimidation of workmen.

To the general committee.

By Mr. Kezer of Rochester,

H. 377. An act giving rights in addition to rights now held by fire district number one, in town of Rochester, under chapter 134 of the Revised Laws.

To the committee on corporations.

By Mr. Chedel of Pittsfield,

H. 378. An act to incorporate the Hancock and Rochester Telephone Association.

To the same committee,

By Mr. Bullard of Underhill,

H. 379. An act relating to the distribution of fines under chapter 169 of the Revised Laws, and to change the salaries of State's attorneys.

To the judiciary committee.

By Mr. Cannon of West Rutland,

H. 380. An act empowering certain town to appropriate money for the construction and maintenance of sidewalks.

To the committee on corporations.

Mr. Tarbell of Londonderry presented the petition of W. L. Gibson and one hundred fifty-four others, residents of Londonderry, praying for the enactment of House Bill No. 311.

Which was referred to the joint committee on game and fisheries.

Mr. Kinerson of Peacham presented the petition of Clarissa J. Clark and fifty others, residents of Peacham, praying for the enactment of a law granting municipal suffrage to women.

Which was referred to the judiciary committee.

Mr. Horton of Chittenden presented the petition of B. E. Crapo and one hundred thirty-one others, citizens of Wallingford, praying for the enactment of a weekly payment law.

Which was referred to the general committee.

Sundry petitions were presented and referred to the committee on education, as follows:

By Mr. Brown of Sheldon, that of L. N. Jenne and one hundred fifty-seven others, teachers in Franklin county, asking for the continuance, in the main, of the present school law.

By Mr. Humphrey of Poultney, that of J. A. Benedict and fifty-seven others, residents of Poultney, praying for the establishment of a separate agriculture college.

Sundry remonstrances against the enactment of a valued policy law were severally presented and referred to the general committee as follows:

By Mr. Marshall of Brattleboro, that of E. Crosby & Co. and the Estey Organ Company of Brattleboro.

By Mr. Humphrey of Poultney, that of Charles Ripley & Sons, and others of Poultney.

A message from the senate by Mr. Powers, their secretary, as follows:

MR. SPEAKER.

I am directed to inform the house that the senate have passed bills of the following titles:

S. 11. An act to increase the penalty for the adulteration of maple sugar, maple syrup, and bees' honey.

S. 78. An act to amend sections 273 and 274, Revised Laws, in regard to exempting manufacturing property.

In the passage of which the concurrence of the house is requested.

The senate have considered house bills of the following titles:

H. 19. An act in amendment of section 3872 of the Revised Laws, in relation to the protection of fish.

H. 171. An act for the protection of fish in Metcalf Pond in the town of Fletcher.

And have passed the same in concurrence.

The senate have considered a house bill entitled

H. 90. An act to incorporate the Proctor Trust Company,

And have passed the same in concurrence with proposals of amendment,

In the adoption of which the concurrence of the house is requested.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, read the third time and passed :

By Mr. Simonds from the committee on the grand list,

H. 177. An act to legalize the quadrennial appraisal in the town of Peacham for the year 1890.

By Mr. Croft from the same committee,

H. 234. An act to legalize the quadrennial appraisal of the real estate in the town of Newport for the year 1890.

By Mr. Cross from the committee on banks,

H. 245. An act to revive and amend No. 221 of the Session Laws of 1870, incorporating the Chester Savings Bank.

Mr. Proctor from the committee on military affairs to whom had been referred house bill entitled

H. 144. An act for the relief of indigent soldiers or sailors who served in the war of the rebellion, and their families, or the families of those deceased,

Reported in favor of its passage.

And the question being, shall the bill be read the third time? on motion of Mr. Proctor of Fair Haven, the same was amended by striking out the word "poor-master" wherever it occurred in said bill, and inserting in lieu thereof the words *overseer of the poor* ;

And the bill, as amended, was ordered to be read the third time to-morrow morning.

Mr. Humphrey from the committee on education to whom had been referred house bill entitled

H. 275. An act relating to text-books in addition to chapter ten of number nine, Laws of 1888, relating to public instruction,

Reported the following substitute bill entitled

H. 381. An act relating to text books, in addition to chapter ten of number nine, Laws of 1888, relating to public instruction.

Whereas, Conant's Geography, History, and Civil Government of Vermont, edited by Edward Conant, was not published until September, 1890, which was not in season for its adoption as a text book according to law, in all the public schools previous to April 1st, 1890, and to enable the same to be adopted as a legal text book in all the public schools of this State,—

It is hereby enacted by the General Assembly of the State of Vermont :

SECTION 1. The county boards of education for the several counties of this State, or such other officers as are or may be empowered to adopt school text books, may adopt Conant's Vermont as a text book to take effect from July 1, 1890, and continue in force five years from that date, to be of the same force and effect as though selected and adopted before April 1, 1890.

SEC. 2. This act shall take effect from its passage.

Which was read the first and second times, and, under the rule, ordered to lie and be printed.

Senate proposals of amendment to house bill entitled

H. 90. An act to incorporate the Proctor Trust Company,

Were considered and concurred in as follows :

First, In section two, lines one and two, by striking out the words "twenty-five thousand" and inserting in lieu thereof the words *fifty thousand*.

Second, In section six, line two, by striking out the word "twenty," and inserting in lieu thereof the word *fifty*.

Third, In section six, line twelve, by striking out the words "twenty-five thousand" and inserting in lieu thereof the words *fifty thousand*.

Senate bills of the following titles were severally read the first and second times and referred as follows :

S. 11. An act to increase the penalty for the adulteration of maple sugar, maple syrup and bee's honey.

To the general committee.

S. 78. An act to amend sections 273 and 274, Revised Laws, in regard to exempting manufacturing property.

To the committee on the grand list.

House bill entitled

H. 74. An act to establish a board of street commissioners for the city of Burlington,

Was taken up as a special order, and pending the question, shall the bill pass? on motion of Mr. Bullard of Underhill the same was ordered to lie.

Mr. Proctor from the general committee to whom had been referred house bill entitled

H. 5. An act to provide for the weekly payment of wages by corporations,

Reported, for a majority of the committee, adversely to its passage.

Mr. Squier from the same committee submitted the report of a minority of the committee as follows :

To the House of Representatives :

A minority of the general committee to whom was referred house bill No. 5, entitled "An act to provide for the weekly payment of wages by corporations," respectfully report, that they have considered the same, and respectfully say:

That in most of the manufacturing establishments throughout the State, the practice of the employers is to pay their employes their wages on the 15th or 20th of each month for the month preceding, thus retaining in their hands, the wages earned during from two to three weeks next preceding the pay-day. A very large number of employers thus compel their workmen to trade in the "company" or "corporation" stores, which is a source of great saving and profit to the employers in every case, and frequently a serious disadvantage and loss to the employe. The corporations maintaining these "corporation stores" are uniformly opposed to the passage of this bill.

There are, however, several large manufacturing establishments who pay their workmen every week; so far as heard from these employers are of opinion that the bill would be productive of vast benefit if it should become a law, and their testimony, given to the committee, shows that a requirement to pay weekly would not cause any hardship or loss to manufacturers who now pay monthly.

The evidence produced before the committee shows beyond doubt that if weekly payments were required by law, the change

would vastly improve the condition of the workingmen, especially in the larger manufacturing towns; that they could live more cheaply and obtain much better value for their wages than they do at present. The minority of your committee are also of opinion that the weekly system would be a great benefit to merchants and traders generally, inasmuch as it would break up the monopoly now enjoyed by the "corporation stores," and it would also greatly help to promote a general system of cash transactions, in place of the credit system now in vogue, and which, with the multitude of bad debts that it gives rise to, is a serious hindrance to business prosperity. The minority committee, therefore, recommend that the bill ought to pass.

C. F. SQUIER. }
W. L. PIERCE. }
H. L. KENYON, }

And the question being, shall the bill be read the third time? on motion of Mr. Clark of Halifax the same was ordered to lie and be made the special order for to-morrow morning at ten o'clock and thirty minutes.

On motion of Mr. Cannon of West Rutland the house adjourned.

AFTERNOON.

Senate bills of the following titles were severally reported favorably to their passage in concurrence, and their third reading ordered for to-morrow morning :

By Mr. Mann from the judiciary committee,

S. 28. An act in amendment of an act to provide for the appointment of overseers of the poor.

By Mr. Fay from the committee on agriculture,

S. 35. An act to prevent deception in the sale of dairy products and to preserve the public health.

House bill entitled

H. 243. An act in relation to the taxation of portable saw-mills,

Was read the third time and passed.

On motion of Mr. Chafey of Albany the title of the bill was amended by inserting after the word "portable" the words *and other* ; also by adding to the same the words *and machinery therein*.

A message from the senate by Mr. Powers, their secretary, as follows :

MR. SPEAKER:

I am directed to inform the house that the senate have passed bills of the following titles :

S. 48. An act in addition to, and in amendment of number forty-one of the acts of 1884, relating to savings banks and trust companies.

S. 57. An act to amend section 76 of the Revised Laws, relating to mode of voting.

In the passage of which the concurrence of the house is requested.

The senate have considered house bills of the following titles :

H. 100. An act in amendment of, and in addition to number 195, of the acts of 1886, entitled, "An act to incorporate the village of Enosburgh Falls."

H. 132. An act to pay George Howland the sum therein named.

And have passed the same in concurrence.

The senate have considered house proposal of amendment to senate bill entitled

S. 43. An act to amend section 1,324 of the Revised Laws, relating to forcible entry and detainer,

And have concurred therein.

The senate have on their part adopted a joint resolution relating to the Agricultural College question,

In the adoption of which the concurrence of the house is requested.

Mr. Mann from the judiciary committee to whom had been referred house bill entitled

H. 216. An act in amendment of section 2114 of the Revised Laws, and of the amendments thereto, relating to allowance to the widow and children of the deceased,

Reported in favor of its passage, and the third reading thereof was ordered for to-morrow morning.

House bills of the following titles were severally read the third time and passed:

H. 232. An act extending the provisions of sections 3607 to 3632 of the Revised Laws relating to insurance companies.

H. 235. An act to repeal section 1 of number 53 of the laws of 1886, entitled "An act in amendment of section 1867 of the Revised Laws."

H. 262. An act appropriating fifty thousand dollars to be expended in preparing the Vermont State Asylum for the insane for occupancy.

House bill entitled

H. 179. An act in aid of the publication of the Vermont Historical Gazetteer,

Was taken up as a special order, and the question being, shall the bill be read the third time? on motion of Mr. Robinson of Barton it was ordered to lie.

Senate bills of the following titles were severally read the first and second times and referred as follows:

S. 48. An act in addition to, and in amendment of number forty-one of the acts of 1884, relating to savings banks and trust companies.

To the committee on banks.

S. 57. An act to amend section 76 of the Revised Laws, relating to mode of voting.

To the committee on elections.

Mr. Bullard of Underhill called up house bill entitled

H. 74. An act to establish a board of street commissioners for the city of Burlington,

And pending the question, shall the bill pass? on motion of the same gentleman it was committed to a member to amend in section one,

First, In line four, by striking out the word "appointed" and inserting in lieu thereof the word *elected*.

Second, In lines five, six and seven, by striking out the words "the mayor of the city shall appoint, subject to confirmation by the board of aldermen of said city," and inserting in lieu thereof the words *the city council shall elect*.

Third, In line ten, by striking out the words "appointed, confirmed and qualified," and inserting in lieu thereof the word *elected*.

Fourth, In lines eleven and twelve, by striking out the words "the mayor shall appoint, subject to confirmation as aforesaid," and inserting in lieu thereof the words *the city council shall elect*.

Fifth, In line fifteen by striking out the word "appointed" and inserting in lieu thereof the word *elected*.

Sixth, In lines fifteen and sixteen by striking out the words "appointed, confirmed and qualified," and inserting in lieu thereof the word *elected*.

Seventh, In line twenty-one by striking out the words "appointment and confirmation" and inserting in lieu thereof the word *election*.

And the bill, having been amended, was passed.

Mr. Moloney of Rutland presented the petition of the Vermont State Agricultural Society, praying for a liberal appropriation in aid of the representation of Vermont at the Columbian Exposition.

And the same was referred to the joint special committee on the world's fair.

Joint resolution from the senate as follows :

Resolved by the Senate and House of Representatives, That it is the sense of the senate and house of representatives that Hon. John W. Stewart be invited to speak on the agricultural college question in the representatives' hall immediately on the adjournment of that body this afternoon, a member of the senate and a member of the house to be named by the president and the speaker, respectively, as a committee of invitation.

Which was read, and the question being, shall the resolution be adopted in concurrence? Mr. Livingston of Morristown moved that the house propose to the senate to amend the resolution by striking out all after the word "hall," and inserting in lieu thereof the words *at such time as will suit his convenience*.

Which was agreed to, and the same was adopted in concurrence with proposal of amendment.

On motion of Mr. Clark of Halifax the house adjourned.

WEDNESDAY, NOVEMBER 5, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

Mr. Robinson of Barton moved that when the house adjourns this morning it be to meet at four o'clock and thirty minutes this afternoon.

Which was agreed to.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows:

MR. SPEAKER :

I am directed by the Governor to inform the house of representatives that on the 4th day of November he approved and signed bills originating in the house of the following titles, to wit :

H. 19. An act in amendment of section 3872 of the Revised Laws in relation to the protection of fish.

H. 68. An act to pay Ira J. Twitchell the sum therein named.

H. 20. An act to regulate fishing in the waters of Lake St. Catherine in the towns of Poultney and Wells.

H. 26. An act to legalize the grand lists of the town of Victory for the years 1888, 1889 and 1890.

H. 102. An act to pay E. L. Keyes the sum therein named.

H. 152. An act to pay Loren H. Baker the sum therein named.

H. 131. An act in amendment of an act to incorporate the Rutland Railroad Company, approved March 26, 1867.

H. 185. An act to incorporate "The Home for Friendless Women."

H. 171. An act for the protection of fish in Metcalf Pond in the town of Fletcher.

H. 95. An act to legalize the grand lists of the town of Brunswick for the years 1886, 1887, 1888 and 1889.

House bill entitled .

H. 5. An act to provide for the weekly payment of wages by corporations,

Was taken up as a special order, and pending the question, shall the bill be read the third time? on motion of Mr. Miller of Shelburne, the house adjourned.

AFTERNOON.

House bill entitled .

H. 5. An act to provide for the weekly payment of wages by corporations,

Was taken up as unfinished business, and pending the question, shall the bill be read the third time? on motion of Mr. Rooney of Mendon the house adjourned.

THURSDAY, NOVEMBER 6, 1890.

Reading of scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

House bill entitled

H. 5. An act to provide for the weekly payment of wages by corporations,

Was taken up as unfinished business, and the question being, shall the bill be read the third time? on motion of Mr. Bullard of Underhill, the same was amended by adding to section two the following words: *But nothing herein contained shall be construed as preventing or applying to the time of payment of contracts for hire by the month or for longer periods.*

And on motion of Mr. Clark of Halifax, the same was further amended by inserting in section two, line eighteen, after the word "offset" the words: *Or the attachment of such wages by the trustee process.*

And the question recurring, shall the bill be read the third time? it was decided in the negative; yeas 95, nays 126.

The yeas and nays having been demanded by Mr. Bullard of Underhill were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Adams,
Bailey,
Bean,
Beebe,
Bowen,
Boynton of Westfield,
Briggs,
Brown of Goshen,
Brown of Whitingham,
Bucklin,
Buffum,
Bullard,
Burroughs,
Byington,
Cannon of Moretown,
Cannon of West Rutland,
Cave,
Chamberlin,
Chandler,
Chase,
Chedel,
Childs,
Chipman,
Claghorn,
Clark,
Coe,
Conway,
Covell,
Croft,
Crossett,
Daniels,
Drury,
Dustin,

Eastman,
Eldredge,
Fisher,
Fitch,
Gardner,
Gipson,
Goodro,
Gray,
Green,
Hallock,
Heath,
Hemenway,
Holden,
Horton,
Houghton of Bennington,
Houghton of Stamford,
Houghton of Waterville,
Hulett,
Humphrey,
Huntington,
Johnson,
Jubell,
Kelley,
Kenyon,
Macomber,
Macoy,
Manning,
Marshall,
Miller of West Fairlee,
Moloney,
Montgomery,
Morgan,
Niles,

Parlin,
Paul,
Pierce,
Pollard,
Preston,
Proctor of Fair Haven,
Prouty of Fairfield,
Prouty of Franklin,
Reed,
Robbins,
Rooney,
Ryan,
Ryther,
Sanderson,
Sawyer of Leicester,
Smith of Pittsford,
Squier,
Stebbins,
Stevens of Bloomfield,
Tarbell,
Taylor of Cornwall,
Taylor of Fletcher,
Taylor of West Windsor,
Templeton,
Thomas of Hubbardton,
Warner,
Warren,
White,
Wilcox of Bridport,
Williams,
Wood,—95.

Those members who voted in the negative are :

Abell.	Gilman.	Orvis.
Aiken.	Gleason.	Parker.
Amsden.	Goodspeed.	Peck.
Bartlett.	Gove.	Perry of Barre.
Bemis.	Griffith.	Perry of Newfane.
Birchard.	Gulley.	Petty.
Blake.	Harlow.	Phelps.
Blakely.	Harvey.	Phillips.
Booth.	Hastings.	Powers.
Bradley.	Hewett.	Proctor of Proctor.
Brockway.	Hibbard.	Ranney.
Brown of Sheldon.	Hill of Elmore.	Rice of Westford.
Brown of Tunbridge.	Hill of Lunenburg.	Robinson.
Brown of Waterford.	Hobson.	Rogers.
Bugbee.	Houghton of Westminster.	Sayles.
Burbank.	Hubbard.	Shepardson.
Burnett.	Hyde.	Sherwin.
Canfield.	James.	Simonds.
Carpenter of Starkshoro.	Janes.	Smith of Fairlee.
Chafey.	Johnson.	Smith of Royalton.
Clogston.	Joslyn.	Smith of St. Albans.
Colby.	Kellogg.	Smith of Stratton.
Cook.	Kendall.	Stearns.
Cree.	Kezer.	Steele.
Cross.	Kimball.	Stevens of Maidstone.
Cummings.	Kidder.	Stowe.
Darling of Chelsea.	Kinerson.	Thomas of Monkton.
Darling of Middlesex.	Labaree.	Thompson.
Davis of Corinth.	Ladd.	Thrasher.
Davis of Danville.	Langdon.	Tillotson.
Davis of Essex.	Lawrence.	Tomlinson.
Dexter.	Livingston.	Tucker.
Donaldson.	Mann.	Tyler.
Dunham.	Marsh.	Walbridge.
Fairbanks.	Martin.	Walker.
Farmer.	Merrill.	Ware.
Fay of Jericho.	Miller of Dummerston.	Waterman.
Fay of Milton.	Miller of Shelburne.	Wedgeworth.
Field.	Moore.	Wells.
Fitts of Cabot.	Needham.	Wilcox of Granby.
Fitts of Vershire.	Nute.	Woodbury.
Flint.	Olmsted.	Wright.—126.

So the third reading of the bill was refused.

A message from the Senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER:

I am directed to inform the house that the senate have passed bills of the following titles:

S. 55. An act to incorporate the Security and Investment Company.

S. 64. An act to amend section seventeen hundred and ten of the Revised Laws.

S. 68. An act to regulate and provide for the appointment of judges of city and municipal courts.

S. 86. An act to incorporate the Essex Co-operative Savings and Loan Association.

S. 94. An act in relation to paupers, and in amendment of number forty-two of the session laws of 1886, and in amendment of sections 2817 and 2818 of the Revised Laws.

In the passage of which the concurrence of the house is requested.

The senate have considered house bills of the following titles :

H. 42. An act to legalize the quadrennial appraisal of real estate in the town of Derby for the year 1886, and the grand list of said town for the years 1888 and 1889.

H. 48. An act to enable school district No. 8 in Middlesex to draw its share of the public moneys for the year ending June 30th, 1890.

H. 88. An act to prevent persons from unlawfully using or wearing the badge of the Grand Army and Sons of Veterans of the Republic of this State, and Woman's Relief Corps.

And have passed the same in concurrence.

Sundry petitions praying for the enactment of house bill No. 249 providing for the removal of obstructions from White river were severally presented and referred to the committee on corporations as follows:

By Mr. Dunham of Hancock, that of John B. Darling and forty-one others, legal voters of the town of Hancock.

By Mr. Hemenway of Granville, that of E. F. Briggs and seventy-three others, legal voters of the town of Granville.

By Mr. Chedel of Pittsfield, that of C. W. Brigham and seventy-four others, legal voters of the town of Pittsfield.

By Mr. Steele of Stockbridge, that of Charles A. Thomas and eighty-four others, legal voters of the town of Stockbridge.

Remonstrances against the passage of house bill No. 249 were also presented and referred to the committee on corporations as follows:

By Mr. Eldredge of Warren, that of H. R. Kennedy and ninety others, legal voters of the town of Warren.

By Mr. Dunham of Hancock, that of L. H. Rhodes and twenty-three others, residents of the town of Hancock.

Mr. Canfield of Ryegate offered the following joint resolution :

Resolved by the Senate and House of Representatives, That the use of the hall of the house of representatives be granted to Dr. Dutton of Rutland, on Tuesday evening next, November 11, 1890, to present a matter now pending before the legislature.

Which was read and adopted on the part of the house.

Petitions praying that there shall be no impairment of our present prohibitory law were severally presented and referred to the joint special committee on temperance as follows:

By Mr. Thrasher of Newport, that of J. G. Stickney and ninety-one others, residents of Newport.

By Mr. Houghton of Waterville, that of D. F. Maurice and forty-one others, residents of Waterville.

Petitions praying for the establishment of a separate agricultural college were severally presented and referred to the committee on education as follows :

By Mr. Cannon of Moretown, that of Roswell Child and sixty-nine others, citizens of Moretown.

By Mr. Kelly of Danby, that of A. S. Baker and seventy-five others, citizens of Danby.

Mr. Proctor from the committee on military affairs, to whom had been referred senate bill entitled

S. 66. An act to incorporate the Vermont Society of Sons of the American Revolution,

Reported in favor of its passage in concurrence, and the bill was read the third time and passed in concurrence.

Mr. Harlow from the committee on the grand list, to whom had been referred senate bill entitled

S. 78. An act to amend sections 273 and 274 Revised Laws in regard to exempting manufacturing property,

Reported in favor of its passage in concurrence, and the third reading thereof was ordered for to-morrow morning.

Mr. Walbridge from the committee on claims, to whom had been referred house bill entitled

H. 229. An act to pay Frank H. Atherton the sum therein named,

Reported in favor of its passage when amended in section one, line four, by filling the blank before the word "dollars" with the words *forty-nine and forty-two one hundredths*.

Which amendment was agreed to and the third reading of the bill, as amended, was ordered for to-morrow morning.

Mr. Carpenter from the committee on elections, to whom had been referred house bill entitled

H. 213. An act to amend section 2653 of the Revised Laws, relating to the election of moderators in town meetings,

Reported in favor of its passage when amended in section one, line eight, by striking out the word "warrant" and inserting in lieu thereof the word *warning*.

Which amendment was agreed to and the third reading of the bill, as amended, was ordered for to-morrow morning.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows :

MR. SPEAKER :

I am directed by the governor to inform the house of represen-

tatives that on the 5th day of November he approved and signed bills originating in the house of the following titles, to wit :

H. 76. An act in relation to the consolidation of certain railroads therein named.

H. 137. An act to change the name of Fairlee Pond to Lake Morey.

H. 132. An act to pay George Howland the sum therein named.

H. 100. An act in amendment of and in addition to number 195 of the acts of 1886, entitled "an act to incorporate the village of Enosburgh Falls."

On motion of Mr. Robinson of Barton, house bill entitled

H. 279. An act in amendment of section 4583 of the Revised Laws, relating to the promulgation of the Laws,

Was recalled from the judiciary committee and referred to the joint committee on State and court expenses.

Mr. Marshall of Brattleboro called up house bill entitled

H. 31. An act to regulate the rental allowed for the use of telephones, and fixing a penalty for its violation,

And the third reading thereof was refused.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their reading refused :

By Mr. Merrill from the committee on claims,

H. 161. An act to pay A. M. Foster the sum therein named.

By Mr. Joslyn from the committee on elections,

H. 244. An act in amendment to number sixty of Laws of 1884, entitled, an act relating to elections.

By Mr. Taylor from the committee on claims,

H. 230. An act to pay Alba G. Fay the sum therein named.

By Mr. Paul from the committee on claims,

H. 307. An act to pay Horace Allen the sum therein named.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, read the third time and passed :

By Mr. Williams from the committee on corporations,

H. 154. An act in amendment of and in addition to number two hundred and two, acts of 1878, entitled an act to incorporate the village of Richford, approved November 21, 1878.

H. 248. An act to change the name of the Monumental Granite Company to the Langdon Granite Company.

H. 253. An act to incorporate the Young Men's Christian Association of Brattleboro, Vermont.

H. 273. An act to incorporate the comrades of Whitney Post.

H. 290. An act to incorporate the West Randolph Library Association.

By Mr. Harlow from the committee on the grand list,

H. 293. An act to legalize the quadrennial appraisal of the town of Granby.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, and their third reading ordered for to-morrow morning.

By Mr. Miller from the committee on elections,

H. 210. An act in amendment of section two of number one hundred forty-six of the laws of 1888, relating to the election of moderator and other town officers.

By Mr. Bemis from the general committee,

H. 305. An act in amendment of section 4572 of the Revised Laws of 1880, in relation to the distribution of the laws.

By Mr. Aiken from the committee on agriculture,

H. 321. An act to amend section two of number one hundred three of the laws of 1888, relating to the protection of horse owners.

Mr. Williams from the committee on corporations, to whom had been referred house bill entitled

H. 226. An act to empower the village of Northfield to bring water into said village, and to issue bonds for that purpose,

Reported in favor of its passage when amended by striking out all of section six and renumbering the subsequent sections of the bill; which amendments were severally agreed to and the bill, as amended, was read the third time and passed.

Mr. Houghton from the committee on military affairs, to whom had been referred house bill entitled

H. 362. An act authorizing the quartermaster-general to allow the Sons of Veterans to use the State tents at their annual encampment,

Reported in favor of its passage, and pending the question, shall the bill be read the third time? on motion of Mr. Colby of Victory, the same was ordered to lie.

On motion of Mr. Moloney of Rutland the house adjourned.

AFTERNOON.

Mr. Hubbard from the committee on highways, bridges and ferries, to whom had been referred house bills of the following titles:

H. 11. An act relating to the assessment and collection of highway taxes.

H. 89. An act relating to the repair of highways and bridges.

Reported the following substitute bill, entitled

H. 382. An act relating to the repair of highways and bridges.

It is hereby enacted by the General Assembly of the State of Vermont :

SECTION 1. For keeping in repair highways and bridges the selectmen of each town shall annually, within ten days after the completion of the annual grand list, assess a tax of fifteen cents on the dollar of the grand list of such town, to be collected in money, at such time and in such manner as the town at its annual meeting shall vote. If, however, the town vote to have such tax paid in labor it shall be twenty cents on the dollar of the grand list, but any tax-payer shall have the right to pay his said tax in money without any deduction from the amount required in labor.

SEC. 2. An act entitled "an act in amendment of section one of number twelve of the acts of 1884," entitled "an act relating to the repairing of highways and bridges," approved November 10, 1886, is hereby repealed.

SEC. 3. When a town votes to raise a highway tax in labor the selectmen shall divide the town into a number of highway districts convenient for repairing highways, and may from time to time alter the same; and each surveyor of his district shall superintend the expenditure of the tax, and take care of, and keep in repair at all times, the highways in his district.

SEC. 4. In ordinary cases taxes of residents shall be put into the tax-bill, and expended in the districts where they reside, and the taxes of non-residents in the district where the property is located; but the selectmen may, if the public good requires it, put the whole or part of the tax of a resident or non-resident, in another tax bill to be expended in any other district of the town.

SEC. 5. Sections from and including section 3052 to and including section 3081 of the Revised Laws of Vermont are hereby re-enacted.

SEC. 6. The selectmen shall present to the annual town meeting for its approval, candidates for surveyors of highways when a labor tax is voted ; and the surveyors elected at such meetings shall hold office for one year from the 15th day of May succeeding their election.

SEC. 7. All acts or parts of acts inconsistent with this act are hereby repealed.

SEC. 8. This act shall take effect from the first Monday of March, 1891.

Which was read the first and second times and under the rule ordered to lie and be printed.

Mr. Hibbard from the committee on military affairs submitted the following report:

To the Honorable Senate and House of Representatives :

Pursuant to joint resolution adopted by both houses, your committee on military affairs visited the soldiers' home at Bennington, on Friday, October 24th. They inspected this institution, also the out-buildings and grounds.

The main building, or home, is now entirely completed, and will accommodate eighty veterans, each room containing two single beds, and well furnished otherwise.

Sixteen rooms were furnished by different G. A. R. Posts, and Woman's Relief Corps, with the understanding that they are to be used by members of these posts when required.

There are now sixty-four veterans in the home, and applications on file for five more.

There are four sick in hospital and five in quarters.

The room now used for a hospital will accommodate but four, and is inadequate for its requirements ; furthermore, it is on the second floor, directly over the smoking-room and adjoining the rooms used for other inmates, which makes it very disagreeable for all.

Your committee would recommend the erection of a suitable building for a hospital entirely disconnected from the main building, and are confident that the sick would be more comfortable and receive better care than they can now have.

The books of the superintendent were examined, and while well and carefully kept, we recommend that they in future be so kept, that the farm account will be separate from the house account.

The farm has been quite productive ; not only furnishing vegetables, milk and other products enough to supply the wants of the home, but also a surplus of over four hundred dollars has been sold.

Your committee recommend an appropriation of twenty thousand dollars to meet the current expenses of the home for the next two

years, the expenses of building and furnishing a suitable hospital to be included in this appropriation.

L. G. KINGSLEY,
Chairman of Senate Committee.

H. G. HIBBARD,
Chairman of House Committee.

Which was read and on motion of Mr. Horton of Chittenden the clerk was directed to procure the printing of the usual number of copies for the use of the general assembly.

Mr. Mann from the judiciary committee, to whom had been referred house bill entitled

H. 134. An act giving taxable female citizens a right to vote in town, village and fire district meetings,

Submitted the following report :

To the House of Representatives:—

The judiciary committee to which was referred house bill number 134 entitled, "an act giving taxable female citizens the right to vote in town, village and fire district meetings," have considered the same and recommend that it ought to pass.

In making this report it is felt that the importance of the subject deserves more than a passing thought, and that it is due the house to briefly suggest some of the more prominent reasons which have influenced the committee in this matter.

The petitions for municipal suffrage for women *generally*, which have been referred to the committee and taken into consideration in connection with this bill, although this measure only admits tax-paying women to vote in ordinary town and village affairs, are signed by leading citizens of all parts of the State and over 1,500 names of women appear upon them, showing at least that number of female citizens in the State, who, by the only means in their power, have expressed to this legislature their desire that the women of the State should have municipal suffrage; a fact we feel important to state in view of the oft repeated statement by legislators and others, that "women do not want to vote, but when they do we shall not oppose them."

While the question of women's right to vote generally, and hold office, is a fruitful theme for discussion, and one about which many good people honestly differ, this bill confines us to the simple question of taxation and representation. So long as every woman in the State tacitly consents to be taxed and does not ask representation perhaps the ordinary legislator, who believes that to be entitled to anything one should ask for it, may be excused for not giving more attention to this subject; but when a tax-payer, although a woman, does ask for representation, though she be alone in her request, the question in considering which our forefathers

spoke of "tyranny" comes home to us and we cannot dodge the issue. The facts are apparent that there are tax-paying women, whose numbers are yearly increasing; women who may be carrying on a large business and have large properties that are taxed for local purposes, whose property is subject to being taken at the whim or caprice of the male voter who may not have a cent in the world, while they are denied the privilege of registering even a protesting vote. If a woman may vote upon stock which she holds in a banking institution, a manufacturing establishment, railroad or other corporation, it is difficult to see why she ought not to have the right to vote in town or village meetings, which may be likened to moneyed corporations of which the property-owners are the principal stockholders.

In fact your committee conclude it is more from prejudice of long standing than broad statesmanship that woman has heretofore been denied this privilege, and while the conservative legislator may hesitate to take forward steps, and the timid may halt at the gate of "is it expedient," this move seems to us no experiment; woman's capacity to vote intelligently and lose none of her femininity having been fully demonstrated, not only in our own country, but in England, Scotland, etc., where municipal suffrage has existed for a long time.

Wyoming gives us a state, as it has for more than twenty years as a territory, the result of full suffrage to women, and the testimony is that when first inaugurated it met bitter opposition, which, however, soon died out, and in 1875 only one member of the legislature opposed it, and the auditor of Wyoming states over his own signature that he does not know a person in the territory who does not heartily endorse it.

In Kansas, municipal suffrage has recently been granted women, and at the first election over 25,000 women voted. While it yet is a new departure there, and its workings cannot be accurately judged of, the general testimony is favorable and there are no indications that the law will be repealed.

In several states, as well as our own, tax-paying women are allowed to vote in school meetings, which has in many instances had a marked effect for the better in educational matters, and the only objection seriously urged is the contested statement that women do not avail themselves of this privilege, but this reason has not seemed to have enough weight, even with the objectors who give it, to call for the repeal of those laws.

While the committee have looked at this question more from the side of a "right withheld," the possibility should not be overlooked that important advantages to the State may come from the passage of this bill.

Should it become a law and women generally avail themselves of the privilege conferred, it is highly probable that the grand list of the State would be largely increased and consequently the rate

of taxation materially reduced, as many women possess large properties, or their husbands at least so consider it until after the annual inventory is sworn to, which now are not taxed, but which could not escape if both husband and wife were to make out an inventory. While property openly held by women is reached now, the average lister so closely connects "taxation" and "representation" that he seldom insists on, or even asks, a woman to make out an inventory.

While many practical and moral reasons why tax-paying women should now be given the right to vote on local matters, might be urged, this report is already longer than intended, and in closing we quote the following extract from a letter from the State auditor of Wyoming:

I have never seen or heard of a single bad result growing out of woman suffrage. Women are no more demoralized by going to the polls with men to vote than by associating with men in any and every other relation in life, in the school and the church, in the ball-room or the theatre. I have never known of a case of domestic infelicity growing out of it, though it occasionally happens that a wife votes one way and the husband the other. Here in the far West we may lack the culture and refinement of Boston, but we men are not such tyrants as to quarrel with and abuse our wives if they do not happen to think just as we do on politics, or even on religion, which is still more sacred. And yet I notice that certain persons speak unfavorably of woman suffrage on the ground that "women will nearly always vote just as their husbands do," etc. This is true—as a rule—and herein lies the strongest argument in its favor—that it *doubles the power and influence of the home element* (always the best element) in the government of the country. It is the parents, those who are surrounded by home influences, who have children growing up around them, who are most desirous of, and interested in, good government. The wicked, vicious and criminal classes are not, as a rule, those with homes and families.

L. H. THOMPSON,	} For Committee.
HOSEA MANN, Jr.,	
J. K. DARLING,	
J. C. ENRIGHT,	
W. I. ROBINSON,	
E. C. SMITH,	

Which on motion of Mr. Dustin of Craftsbury was ordered to be printed, and the bill was ordered to lie and be made the special order for Tuesday morning next at eleven o'clock.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have considered house bills of the following titles :

H. 126. An act to pay John K. Weed the sum therein named.

H. 141. An act to pay J. W. Roy the sum therein named.

H. 142. An act in amendment of act number ten of the session laws of 1884, in addition to chapter number one hundred and thirty of the Revised Laws authorizing towns to appropriate money for the observance of Decoration Day.

H. 146. An act to pay Wilson G. Lovell the sum therein named.

H. 157. An act empowering the town of Waterford to aid in the construction of a bridge across the Connecticut river.

H. 166. An act to pay L. D. Miles the sum therein named.

H. 189. An act to incorporate the Vermont State Fireman's Association.

H. 202. An act changing the name of the Woodstock Cemetery Association.

H. 250. An act authorizing the Fair Haven graded school district to borrow money for the purpose of paying its indebtedness.

And have passed the same in concurrence.

The senate have considered house bill entitled

H. 6. An act in amendment of "an act relating to telegraph and telephone poles in incorporated villages and cities," approved November 29, 1882.

And have passed the same in concurrence with proposals of amendment.

The senate have, on their part, adopted a joint resolution granting the use of the senate chamber to the senate of 1884.

In the adoption of which the concurrence of the house is requested.

Mr. Cross of Montpelier presented the remonstrance of Rev. G. W. Gallagher and three hundred and eighteen others, residents of Montpelier, against the lessening of the stringency of the present prohibitory law, and the same was referred to the joint special committee on temperance.

Mr. Kezer of Rochester presented the petition of John R. Tupper and one hundred and ninety-one others, citizens of the town of Rochester, praying for the passage of house bill 249, relating to the removal of obstructions from White River, and the same was referred to the committee on corporations.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their third reading refused:

By Mr. Squier from the general committee,

H. 118. An act to provide for a topographical survey and map of Vermont.

By Mr. Smith from the joint committee on game and fisheries,

H. 149. An act of humanity.

By Mr. James from the committee on agriculture,

H. 241. An act in amendment of section 4043 of chapter 182 of the Revised Laws, relating to damage done by dogs.

By Mr. Croft from the committee on the grand list,

H. 247. An act relating to the grand list of the town of Middlebury.

By Mr. Thrasher from the general committee,

H. 256. An act to amend section one of act number 12 of the Laws of 1882, relating to the licensing of dogs.

By Mr. Wright from the same committee,

H. 264. An act in relation to cruelty to animals.

By Mr. Goodspeed from the same committee,

H. 269. An act altering the name of Edith B. Gray.

By Mr. Squier from the same committee,

H. 287. An act in amendment of section one of number one hundred and eighteen of the Laws of 1888, relating to licenses to insurance agents.

By Mr. Abell from the judiciary committee,

H. 287. An act in addition to sections 2376, 2377 and 2378 of the Revised Laws, relating to divorce.

By Mr. Harlow from the committee on the grand list,

H. 315. An act to exempt soldiers from a poll tax.

Mr. Smith from the joint committee on game and fisheries, to whom had been referred house bill entitled

H. 311. An act to repeal number three hundred and seventeen, Acts of 1888,

Reported in favor of its passage, and the question being, shall the bill be read the third time? on motion of the same gentleman it was ordered to lie.

Mr. Kenyon from the general committee, to whom had been referred house bill entitled

H. 283. An act in amendment of section 4029 of chapter one hundred and eighty-two of Revised Laws, relating to dogs,

Reported in favor of its passage, and the third reading was refused.

Mr. Hubbard from the committee on highways, bridges and ferries, to whom had been referred senate bill entitled

S. 60. An act granting a ferry to Allen L. Hale,

Reported favorably to its passage in concurrence, and the bill was read the third time and passed in concurrence.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, read the third time and passed :

By Mr. Gulley from the committee on the grand list,

H. 209. An act to legalize the grand list of the town of Northfield for the year 1890.

H. 303. An act to legalize the grand lists of the town of Plymouth for the years 1889 and 1890, including the quadrennial appraisal for the year 1890.

By Mr. Williams from the committee on corporations,

H. 276. An act to incorporate the village of Poultney.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, and their third reading ordered for to-morrow morning :

By Mr. Harlow from the committee on the grand list,

H. 314. An act to amend section 285 of the Revised Laws, relating to stockholders in banks.

By Mr. Thrasher from the general committee,

H. 330. An act to amend section 2702 of the Revised Laws, relating to town officers.

Senate bill entitled

S. 28. An act in amendment of an act to provide for the appointment of overseers of the poor,

Was read the third time, and the question being, shall the bill pass in concurrence? on motion of Mr. Moloney of Rutland, the same was ordered to lie and be made the special order for to-morrow afternoon at three o'clock.

House bill entitled

H. 144. An act for the relief of indigent soldiers or sailors who served in the war of the rebellion and their families, or the families of those deceased,

Was read the third time, and the question being, shall the bill pass? on motion of Mr. Moloney of Rutland, ordered to lie and be made the special order for to-morrow afternoon at two and one-half o'clock.

Senate bill entitled

S. 35. An act to prevent deception in the sale of dairy products and to preserve the public health,

Was read the third time, and pending the question, shall the bill pass in concurrence? Mr. Smith from the committee on revision of bills moved that the house propose to the senate to amend the bill as follows :

First, In section one, line thirteen, by inserting the words *be imprisoned* before the word "not."

Second, In section one, line thirteen, by striking out the word "or" before the word "more" and inserting in lieu thereof the word *nor*.

Third, In section one, line fourteen, by striking out the word^s "years imprisonment," and inserting in lieu thereof the word *year*.

Fourth, In section one, line fourteen, by inserting after the word "be" the words *punished by a fine of*, and by striking out the word "fined" in the fifteenth line of said section.

Fifth, In section one, line eighteen, by striking out the word "penalty" and inserting in lieu thereof the word *fine*.

Sixth, In section two by striking out the words "the sum of" where they occur in lines six and eight.

Seventh, In section two, line ten, by striking out the word "penalty" and inserting in lieu thereof the word *fine*.

Eighth, In section three, line one, by striking out the word "any" before the word "hotel" and inserting in lieu thereof the word *a*.

Ninth, In section three, line eight, by striking out the word "of."

Tenth, In section three, line ten, by striking out the words "the sum of."

Eleventh, In section three, line fourteen, by striking out the word "penalty" and inserting in lieu thereof the word *fine*.

Twelfth, In section six, line seven, by striking out the words "but on" and inserting in lieu thereof the words *except upon*.

Which first, third, sixth and tenth proposals of amendment were disagreed to, and the second, fourth, fifth, seventh, eighth, ninth, eleventh and twelfth were agreed to.

And the bill was passed in concurrence with proposals of amendment.

House bill entitled

H. 216. An act in amendment of section 2114 of the Revised Laws and of the amendments thereto, relating to allowance to the widow and children of the deceased,

Was read the third time, and pending the question, shall the bill pass? Mr. Smith from the committee on revision of bills moved that the same be committed to a member to amend

First, In section one, line two, by striking out the word "and."

Second, In section one, line twenty-nine by striking out the word "the" before the word "debts."

Third, In section two, lines two and three, by striking out the words "public acts of the general assembly of Vermont A. D.," and inserting in lieu thereof the words *session acts of*.

Which was agreed to, and, the amendments having been made, the bill was passed.

Senate proposals of amendment to house bill entitled

H. 6. An act in amendment of "an act relating to telegraph and telephone poles in incorporated villages and cities," approved November 29, 1881,

Were considered and concurred in as follows :

First, In section one, line eight, by striking out the words "of three hundred inhabitants or more."

Second, In section one, line nine, by inserting the words *or selectmen* after the word "trustees."

Joint resolution from the senate as follows:

Resolved by the Senate and House of Representatives, That the use of the senate chamber be granted to the senate of 1884 for a reunion, on Monday evening, November 10.

Which was read and adopted in concurrence.

Mr. Williams from the committee on corporations, to whom had been referred house bill entitled

H. 205. An act to incorporate the St. Albans Board of Trade,

Reported in favor of its passage when amended by adding to section eight the words *and shall be under the control of future legislation to alter, amend or repeal.*

Which amendment was agreed to and the bill as amended was read the third time and passed.

Mr. Williams from the same committee, to whom had been referred house bill entitled

H. 336. An act authorizing the town of Jamaica to fund its present indebtedness,

Reported in favor of its passage when amended by inserting after the word "times" in line three of section two the words *not exceeding thirty years.*

Which amendment was agreed to, and the bill as amended was read the third time and passed.

On motion of Mr. Kimball of Randolph the house adjourned.

FRIDAY, NOVEMBER 7, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

Mr. Colby of Victory called up house bill entitled

H. 362. An act authorizing the quartermaster-general to allow the Sons of Veterans to use the State tents at their annual encampment.

And pending the question, shall the bill be read the third time ? on motion of Mr. Hibbard of Orwell the same was re-committed to the committee on military affairs.

Mr. Horton from the committee on banks, to whom had been referred house bill entitled

H. 221. An act to amend section one of number thirteen of the acts of 1888, relating to savings banks and trust companies,

Reported adversely to its passage, and the third reading thereof was ordered for to-morrow morning.

Mr. Hibbard from the committee on military affairs, to whom had been referred house bills of the following titles :

H. 165. An act appropriating a sum not to exceed a certain amount for the support of the soldiers' home.

H. 168. An act appropriating a certain sum to erect and furnish a hospital at the soldiers' home,

Reported the following substitute bill entitled

H. 383. An act appropriating a sum not to exceed a certain amount for the support of the soldiers' home and to build a hospital.

It is hereby enacted by the General Assembly of the State of Vermont :

SECTION 1. To enable the governor to provide for the payment of the expenses of the maintenance of the disabled soldiers and sailors in the State soldiers' home at Bennington, in conformity with the act of congress on the subject, and to enable the trustees of said home to build and furnish a hospital for the benefit of the inmates of such home, the sum of twenty thousand dollars, or so much thereof as may be necessary, is hereby appropriated for the support of the soldiers' home for the years 1891 and 1892, and the building and furnishing of such hospital, and the auditor of accounts is hereby directed to draw orders on the treasurer of the

State payable to the order of the treasurer of the soldiers' home, not to exceed the above amount, whenever the president of the soldiers' home shall certify in writing to the auditor of accounts that the same is needed to defray the expenses of said soldiers' home and the building and furnishing of such hospital.

SEC. 2. The State treasurer is hereby authorized to receive and receipt for all money due or to become due this State under an act of congress entitled "an act to provide aid to State or territorial homes for the support of disabled soldiers and sailors of the United States," approved August 27th, A. D. 1888, and due or to become due under any amendments of said act or from the passage of any additional act extending such aid, and the auditor of accounts is hereby directed to draw his order on the State treasurer from time to time payable to the order of the treasurer of the soldiers' home, not to exceed in the whole the amount of such biennial appropriation in addition to the sums received by the State treasurer from the United States.

Which was read the first and second times and, under the rule, ordered to lie and be printed.

On motion of Mr. Janes of Waterbury,

House bill entitled

H. 368. An act relating to the regulation and supervision of wires over streets in cities and villages.

Was re-called from the committee on highways, bridges and ferries and referred to the general committee.

Senate bills of the following titles were severally read the first and second times and referred to the judiciary committee:

S. 64. An act to amend section 1710 of the Revised Laws.

S. 68. An act to regulate and provide for the appointment of judges of city and municipal courts.

S. 94. An act in relation to paupers, and in amendment of number 42 of the session laws of 1886, and in amendment of sections 2817 and 2818 of the Revised Laws.

Mr. Wilcox from the general committee, to whom had been referred

House bill entitled

H. 308. An act to compel certain persons to maintain their families,

Reported in favor of its passage, and the third reading thereof was ordered for to-morrow morning.

House bill entitled

H. 210. An act in amendment of section two of number 146 of the laws of 1888, relating to the election of moderator and other town officers,

Was read the third time and passed.

House bill entitled

H. 213. An act to amend section 2653 of the Revised Laws, relating to the election of moderators in town meetings,

Was read the third time, and the passage thereof was refused.

Mr. Hibbard of Orwell offered the following resolution:

Resolved by the House of Representatives, That the house returns thanks to the managers of the Wells River Railroad for their courtesies to members of the house, on Wednesday afternoon, November 5th.

Which was read and adopted.

House bill entitled

H. 311. An act to repeal No. 317, acts of 1888,

Was called up by Mr. Smith of Pittsford, and the same was read the third time and passed.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their third reading refused :

By Mr. Dustin, from the committee on claims,

H. 59. An act to pay Edwin M. Collins the sum therein named.

By Mr. Harlow, from the committee on the grand list,

H. 108. An act in relation to the taxation of quarries and kaolin beds.

By Mr. Kimball, from the committee on banks,

H. 289. An act to promote industry, thrift and temperance by reducing the legal rate of interest from six per cent. to five per cent. by amending section 1996 of the Revised Laws.

By Mr. Brockway, from the general committee,

H. 339. An act changing the name of Frank Fields and constituting him heir-at-law of Richard B. and Ann G. Collins.

By Mr. Merrill, from the committee on claims,

H. 358. An act to pay Emery Thibault the sum therein named.

Senate bills of the following titles were severally reported from the various committees to whom they had been referred, favorably to their passage in concurrence, and their third reading was ordered for to-morrow morning :

By Mr. Davis, from the committee on railroads,

S. 9. An act ratifying the organization of the Upper Coös Railroad and Coös Valley Railroad Company, and authorizing the leasing and mortgaging of their properties.

By Mr. Wright, from the general committee.

S. 11. An act to increase the penalty for the adulteration of maple sugar, maple syrup, and bees' honey.

Senate bills of the following titles were severally read the first and second times, and referred to the committees on banks :

S. 55. An act to incorporate the Security and Investment Company.

S. 86. An act to incorporate the Essex Co-operative Savings and Loan Association.

And on motion of Mr. Kimball of Randolph, the clerk was directed to procure the printing of the usual number of copies of said bills for the use of the general assembly.

Mr. Smith of Royalton moved that the house reconsider its vote passing house bill entitled

H. 210. An act in amendment of section two of number one hundred forty-six of the laws of 1888, relating to the election of moderator and other town officers,

Which was agreed to, and the question recurring, shall the bill pass? Mr. Buffum of Dorset moved that the same be committed to a member to amend in section one, line five, by striking out the words "one thousand" and inserting in lieu thereof the words *five hundred*.

Pending which motion to amend, on motion of Mr. Thrasher of Newport the house adjourned.

AFTERNOON.

House bill entitled

H. 210. An act in amendment of section 2 of number one hundred forty-six of the laws of 1888, relating to the election of moderator and other town officers,

Was taken up as unfinished business, and the question being, shall the bill be committed to a member to amend as proposed by the member from Dorset? it was decided in the negative.

The question then recurring, shall the bill pass? Mr. Robbins of Derby moved that the same be committed to a member to amend by adding thereto, as section two, the following:

SEC. 2. *The written demand mentioned in section two of said act number 146, laws of 1888, shall be delivered to the selectmen at least fifteen days previous to said annual meeting, and a notice to such effect inserted in the warning of the annual town meeting.*

Which was agreed to, and the question recurring, shall the bill pass? it was decided in the negative.

Mr. Proctor of Proctor moved that the reference of house bill entitled

H. 376. An act in addition to section 4226 of the Revised Laws, relating to the intimidation of workmen,

Be recalled from the general committee and referred to the judiciary committee,

Which was agreed to.

House bill entitled

H. 219. An act authorizing the recording of naturalization papers,

Was read the third time, and pending the question shall the bill pass? Mr. Smith from the committee on revision of bills moved that the same be committed to a member to amend by striking out all of section two after the word "citizen" in the fifth line thereof.

Which was agreed to.

And on motion of Mr. Darling of Chelsea the bill was committed to that member to further amend by striking out of section one, line two, the words "or any one of the U.S." and inserting in lieu thereof the word *State*.

And the bill as amended was passed.

House bills of the following titles were severally read the third time and passed:

H. 229. An act to pay Frank H. Atherton the sum therein named.

H. 314. An act to amend section 285 of the Revised Laws, relating to stockholders in banks.

House bill entitled

H. 381. An act relating to text-books in addition to chapter ten of number nine, laws of 1888, relating to public instruction,

Was taken up, and the third reading thereof ordered for tomorrow morning.

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER:

I am directed to request the house to return to the possession of the senate a house bill entitled

H. 90. An act to incorporate the Proctor Trust Company.

Mr. Wells of Burlington moved that house bill entitled

H. 90. An act to incorporate the Proctor Trust Company,

Be returned to the possession of the senate agreeably to their request.

Which was agreed to.

House bill entitled

H. 144. An act for the relief of indigent soldiers or sailors who served in the war of the rebellion, and their families, or the families of those deceased,

Was taken up as a special order, and pending the question, shall the bill pass? on motion of Mr. Abell from the committee on revision of bills, the same was committed to that member to amend:

First, In section one, line one, by striking out the word "that."

Second, In section two, line one, by striking out the word "be," and inserting in lieu thereof the word *is*.

Third, In section two, line three, by striking out the word "such" and inserting in lieu thereof the word *the*; also by striking out the word "as" in the same line.

Fourth, In section three, line six, by striking out the word "may." and inserting in lieu thereof the word *shall*.

Fifth, In section five, line eleven, by striking out the word "shall."

Sixth, In section five, line eight, by inserting the words *of this act* after the word "two."

Seventh, In section five, line thirteen, by striking out the word "in," and inserting in lieu thereof the word *of*.

On motion of Mr. Steele of Stockbridge, the bill was committed to that member to further amend:

First, By striking out all of sections one, two, three and four.

Second, By striking out of section five, in lines four, five, six, seven, eight, nine and ten, the words "without the full concurrence and consent of the commander or relief committee of the post of the Grand Army of the Republic having jurisdiction as provided in sections one and two of this act. Indigent veterans with families, and the families of deceased veterans, shall whenever practicable." and inserting in lieu thereof the words *but they shall*.

Third, By striking out of lines twelve and thirteen of the same section the words "in the manner provided in sections one and two of this act."

Fourth, By re-numbering sections five and six as sections one and two, respectively.

And the bill, having been amended, was, on motion of Mr. Moloney of Rutland, ordered to lie.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows:

MR. SPEAKER :

I am directed by the governor to inform the house of representatives that he has this day approved and signed bills originating in the house of the following titles, to wit :

H. 189. An act to incorporate the Vermont State Fireman's Association.

H. 142. An act in amendment of act number ten, laws 1884, relating to the appropriation of money for the observance of Decoration Day.

H. 141. An act to pay J. W. Roy the sum therein named.

H. 126. An act to pay John K. Weed the sum therein named.

H. 250. An act authorizing the Fair Haven graded school district to borrow money for the purpose of paying its indebtedness.

H. 42. An act to legalize the quadrennial appraisal of real estate in the town of Derby for the year 1886 and the grand list of said town for the years of 1888 and 1889.

H. 88. An act to prevent persons from unlawfully using or wearing the badge of the Grand Army and Sons of Veterans of the Republic of this State, and the Woman's Relief Corps.

H. 157. An act empowering the town of Waterford to aid in the construction of a bridge across the Connecticut river.

H. 166. An act to pay L. D. Miles the sum therein named.

H. 146. An act to pay Wilson S. Lovell the sum therein named.

H. 202. An act changing the name of the Woodstock Cemetery Association.

H. 48. An act to enable school district number eight in Middlesex to draw its share of the public school moneys for the year ending June 30, 1890.

Senate bill entitled

S. 28. An act in amendment of an act to provide for the appointment of overseers of the poor,

Was taken up as a special order, and the question being, shall the bill pass in concurrence ? it was decided in the negative.

Mr. Clark of Halifax moved that when the house adjourns this afternoon it be to meet on Monday afternoon next at two o'clock. Which was agreed to.

On motion of Mr. Kimball of Randolph the house adjourned.

MONDAY, NOVEMBER 10, 1890.

Reading of scriptures and prayer by the chaplain.

Journal of Friday read and approved.

House bill entitled

H. 382. An act relating to the repair of highways and bridges, was taken up and the third reading thereof ordered for to-morrow morning.

House bills of the following titles were severally read the third time and passed:

H. 308. An act to compel certain persons to maintain their families.

H. 381. An act relating to text books in addition to chapter ten of number nine, laws of 1888, relating to public instruction.

Mr. Harlow from the committee on the grand list, to whom had been referred

House bill entitled

H. 360. An act in relation to the taxation of standing timber,

Reported adversely to its passage, and pending the question, shall the bill be read the third time? on motion of Mr. Sherwin of Jamaica, the same was re-committed to the committee on the grand list.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, read the third time and passed.

By Mr. Tucker from the committee on education,

H. 251. An act authorizing school district number eight, in Barre, to issue bonds for certain purposes herein named.

By Mr. Williams from the committee on corporations,

H. 270. An act to incorporate the village of Chester.

H. 338. An act amending the act of incorporation of the village of Waterbury.

By Mr. Tudhope from the committee on the grand list,

H. 348. An act to legalize the grand list of the town of Wilmington for the year 1888.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their third reading refused:

By Mr. Orvis from the committee on railroads.

H. 121. An act relating to the operation of railroads within the limits of the State of Vermont.

By Merrill from the same committee,

H. 223. An act relating to passenger fares on railroads.

By Mr. Williams from the committee on corporations,

H. 288. An act conferring additional powers upon the Bellows Falls Village Corporation.

Mr. Waterman from the general committee, to whom had been referred house bill entitled

H. 170. An act in relation to the employment of labor.

Reported adversely to its passage, and pending the question, shall the bill be read the third time? on motion of Mr. Marshall of Brattleboro, the same was ordered to lie.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER.

I am directed to inform the house that the senate have on their part adopted a joint resolution granting the use of senate chamber to the senate of 1886.

In the adoption of which the concurrence of the house is requested.

The senate have considered a joint resolution from the house respecting use of hall of house of representatives,

And have adopted the same in concurrence.

The senate have considered a joint resolution from the house relating to the Vermont Insane Asylum.

And have refused to adopt the same in concurrence.

The senate have considered house proposals of amendment to senate bill entitled

S. 35. An act to prevent deception in the sale of dairy products and to preserve the public health,

And have concurred therein.

The senate have passed bills of the following titles :

S. 51. An act to provide a truant officer for the city of Burlington

S. 70. An act in amendment of section 1477 of the Revised Laws, relating to exemptions from arrest in actions founded on contract.

S. 102. An act to facilitate the investigation of felonies.

S. 104. An act in amendment of section 4508 of the Revised Laws relating to costs in civil cases.

In the passage of which the concurrence of the house is requested.

The senate have considered house bills of the following titles:

H. 14. An act to incorporate the Vermont Yearly meeting of Free Baptists.

H. 74. An act to establish a board of street commissioners for the city of Burlington,

H. 84. An act authorizing the assistant judges of Orange county to purchase the interest of the town of Chelsea in the court house in said county, and to repair the same.

H. 119. An act to incorporate the Christian Aid Association.

H. 245. An act entitled an act to revise and amend an act incorporating the Chester Savings Bank.

H. 262. An act appropriating fifty thousand dollars to be expended in preparing the Vermont State Asylum for the Insane for occupancy.

And have passed the same in concurrence.

The senate have considered house bills of the following titles :

H. 75. An act to incorporate the Rock Springs Water Company.

H. 174. An act to legalize the grand list and quadrennial appraisal of the town of St. Albans for the year 1890.

And have passed the same in concurrence with proposals of amendment, in the adoption of which the concurrence of the house is requested.

The senate have considered house bills entitled

H. 105. An act in amendment to section 2010 of chapter 102 of the Revised Laws, relating to holidays.

H. 107. An act in amendment of section 4005 of the Revised Laws, relating to the restraint of fowls running at large.

And have refused the same a third reading.

The governor has informed the senate that he has approved and signed bills originating in the senate of the following titles :

S. 6. An act to repeal section 696 of chapter forty-three of the Revised Laws, entitled court of chancery.

S. 13. An act in amendment of and in addition to sections 2230 and 2234 of the Revised Laws of Vermont, relating to the descent and distribution of the estates of married women.

S. 24. An act to pay J. P. Lampson the sum therein named.

S. 29. An act laying a tax on the county of Bennington.

Senate bills of the following titles were severally read the first and second times and referred as follows :

S. 51. An act to provide a truant officer for the city of Burlington.

To the committee on education.

S. 70. An act in amendment of section 1447 of the Revised Laws, relating to exemptions from arrest in actions founded on contract.

To the judiciary committee.

S. 102. An act to facilitate the investigation of felonies.

To the same committee.

S. 104. An act in amendment of section 4508 of the Revised Laws, relating to costs in civil cases.

To the same committee.

A joint resolution from the senate as follows :

Resolved by the Senate and House of Representatives, That the use of the senate chamber be granted to the senate of 1886 for a reunion, on Wednesday evening, November 13th.

Which was read and adopted in concurrence.

Mr. Livingston of Morristown moved that the vote refusing passage in concurrence to senate bill entitled

S. 28. An act in amendment of an act to provide for the appointment of overseers of the poor,

Be reconsidered.

Which was agreed to, and the question recurring, shall the bill pass in concurrence? on motion of Mr. Proctor of Fair Haven the same was ordered to lie and be made the special order for to-morrow morning at ten o'clock and thirty minutes.

Mr. Williams from the committee on corporations, to whom had been re-committed house bill entitled

H. 4. An act to incorporate the Vermont Electric Company,

Reported, recommending that the pending second proposal of amendment be amended in the seventeenth line thereof by striking out the word "insulation" and inserting in lieu thereof the word *installation*.

Which was agreed to, and pending the question, shall the amendment, as amended, be adopted? on motion of Mr. Sherwin of Jamaica the bill, with pending amendment, was ordered to lie and be made the special order for to-morrow morning at eleven o'clock and thirty minutes.

Mr. Janes of Waterbury presented the petition of Inez E. Moody and eight others, residents of Waterbury, praying for the enactment of a law granting municipal suffrage to women.

Which was referred to the judiciary committee.

Mr. Mann of Wilmington presented the remonstrance of O. O. Ware and six others, citizens of Wilmington, against the enactment of a valued-policy law.

Which was referred to the general committee.

Mr. Pierce from the general committee, to whom had been referred house bill entitled

H. 302. An act to prohibit the deposit of sawdust and other foreign substances into any stream of water in this State,

Reported adversely to its passage, and pending the question, shall the bill be read the third time? on motion of Mr. Brown of Whitingham the same was ordered to lie and be made the special order for to-morrow afternoon at two o'clock and thirty minutes.

Mr. Williams from the committee on corporations, to whom had been referred house bill entitled

H. 217. An act to incorporate the trustees of the Ladies' Library Association of Danville,

Reported in favor of its passage when amended in section two, lines seven and eight, by striking out the words "the net annual income of which shall not exceed five thousand dollars," and inserting in lieu thereof the words *not exceeding one hundred thousand dollars*.

Which amendment was agreed to.

Thereupon the bill was read the third time, and pending the question, shall the bill pass? on motion of Mr. Robinson of Barton the same was ordered to lie and be made the special order for to-morrow afternoon at two o'clock and fifteen minutes.

Senate proposal of amendment to house bill entitled

H. 75. An act to incorporate the Rock Springs Water Company,

By adding to section five the words *but this act shall not be construed so as to allow said corporation to enter upon, take or use any lands until all claims of land owners, and those interested in water rights, have been adjusted and paid, with all costs awarded,*

Was considered and concurred in.

Senate proposal of amendment to house bill entitled

H. 174. An act to legalize the grand list and quadrennial appraisal of the town of St. Albans for the year 1890,

By striking out all of section one after the word "valid," in the fifth line, and inserting in lieu thereof the words *as to all taxes which have been or hereafter may be assessed thereon,*

Was taken up, and pending question of concurrence therein, Mr. Robinson of Barton moved that the bill, with proposal of amendment, be ordered to lie.

Which was agreed to.

Mr. Fisher from the committee on railroads, to whom had been referred senate bill entitled

S. 46. An act incorporating the Bennington and Glastenbury Railroad, Mining and Manufacturing company, approved November 15, 1864.

Reported favorably to its passage in concurrence, and the same was read the third time and passed in concurrence.

On motion of Mr. Brown of Whitingham, the house adjourned.

TUESDAY, NOVEMBER 11, 1890.

Reading of the scriptures and prayer by Rev. C. K. Canfield, the representative from the town of Ryegate.

Journal of yesterday read and approved.

House bill entitled

H. 383. An act appropriating a sum not to exceed a certain amount for the support of the soldiers' home, and to build a hospital,

Was taken up and the third reading thereof was ordered for tomorrow morning.

Mr. Birchard of Shoreham offered the following resolution:

Resolved, That the house extend thanks to the State Geologist, for the illustrated lecture last evening, on the marbles of Vermont.

Which was read and adopted.

Mr. Chamberlain of Bradford presented the remonstrance of E. R. Aldrich and fifteen others, residents of the village of Bradford, against the incorporation of said village.

Which was referred to the committee on corporations.

Mr. Clark of Halifax presented the petition of Gilman Warren and eighty-one others, citizens of Halifax, praying for the establishment of a separate agricultural college.

Which was referred to the committee on education.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their third reading refused:

By Mr. Wright from the general committees,

H. 281. An act to amend section 4315, Revised Laws, relating to the better observance of Sunday.

By Mr. Houghton from the committee on elections,

H. 310. An act to protect the purity of elections in balloting.

By Mr. Brockway from the general committee,

H. 373. An act to prevent accidents from illuminating gas.

Senate bill entitled

S. 28. An act in amendment of an act to provide for the appointment of overseers of the poor,

Was taken up as a special order, and pending the question, shall the bill pass in concurrence? Mr. Moloney of Rutland moved that the house propose to the senate to amend the bill by striking out all after the enacting clause and inserting in lieu thereof the following:

SECTION 1. *Section one of act number fifty-eight of the acts of 1884, is hereby amended so as to read as follows:*

In towns whose population by the last census taken exceeds five thousand inhabitants overseers of the poor shall be under the control and direction of the selectmen of their respective towns.

SEC. 2. *Section two of said act is hereby amended in line one by striking out the words "so appointed" and inserting in lieu thereof the words "in such town."*

Which was agreed to.

And the bill was passed in concurrence with a proposal of amendment.

A message from the senate by Mr. Powers, their secretary, as follows:

MR. SPEAKER:

I am directed to return to the possession of the house, agreeably to their request, senate bill entitled

S. 19. An act declaring the legislative assent of the State of Vermont to the purpose of the grants made by an act of congress approved August 30, 1890.

Mr. Darling from the committee on elections submitted the majority report of said committee on the Barre election case.

(For reports see appendix "G" and "H.")

Mr. Marshall from the same committee submitted the minority report in the same case.

Which were severally read and on motion of Mr. Pollard of Chester, the same were ordered to lie and be made the special order for Friday morning next at ten o'clock and thirty minutes, and the clerk directed to procure the printing of the usual number of copies for the use of the general assembly.

Mr. Wilcox from the general committee, to whom had been referred house bill entitled

H. 255. An act to change the name of Albert H. Edwards,

Reported favorably to its passage, and the same was read the third time and passed.

Bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, and their third reading ordered for to-morrow morning:

By Mr. Moloney from the committee on railroads,

H. 103. An act to protect occupants of sleeping cars.

By Mr. Wedgeworth from the distributing committee,

H. 334. An act amending section 4572 of the Revised Laws relating to the distribution of the laws of each session of the general assembly.

House bill entitled

H. 134. An act giving taxable female citizens a right to vote in town, village and fire district meetings,

Was taken up as a special order, and pending the question, shall the bill be read the third time? on motion of Mr. Macoy of Cambridge the house adjourned.

AFTERNOON.

House bill entitled

H. 134. An act giving taxable female citizens a right to vote in town, village and fire district meetings,

Was taken up as unfinished business, and pending the question, shall the bill be read the third time? on motion of Mr. Thompson of Irasburgh, the same was ordered to lie and be made the special order for this afternoon at two o'clock and thirty minutes.

Senate bills of the following titles were severally read the third time and passed in concurrence :

S. 9. An act ratifying the organizations of the Upper Coos Railroad and Coos Valley Railroad Company, and authorizing the leasing and mortgaging of their properties.

S. 11. An act to increase the penalty for the adulteration of maple sugar, maple syrup and bee's honey.

S. 78. An act to amend sections 273 and 274 Revised Laws, in regard to exempting manufacturing property.

Mr. Nute from the committee on railroads, to whom had been referred house bill entitled

H. 114. An act to regulate the fares on railroads,

Reported adversely to its passage, and the third reading thereof was refused.

House bill entitled

H. 382. An act relating to the repair of highways and bridges,

Was read the third time, and pending the question, shall the bill pass? Mr. Clark of Halifax moved that the same be committed to a member to amend in section one, line three, by inserting after the words "tax of," the words *not less than*.

Pending which motion to amend, on motion of Mr. Amsden of Weathersfield the bill, with pending amendment, was ordered to lie.

House bills of the following titles were severally read the third time and passed:

H. 221. An act to amend section one, number thirteen of the acts of 1888 relating to savings banks and trust companies.

H. 305. An act in amendment of section 4572 of the Revised Laws of 1880, in relation to the distribution of the laws.

H. 321. An act to amend section two, number 103 of the laws of 1888, relating to the protection of horse owners.

House bill entitled

H. 217. An act to incorporate the trustees of the Ladies' Library Association of Danville,

Was taken up as a special order, and the question being, shall the bill pass? it was decided in the affirmative.

Mr. Smith of St. Albans called up house bill entitled

H. 174. An act to legalize the grand list and quadrennial appraisal of the town of St. Albans for the year 1890,

And the question being, will the house concur in the senate proposal of amendment?

It was decided in the affirmative.

House bill entitled

H. 4. An act to incorporate the Vermont Electric company,

Was taken up as a special order, and the question being, will the house adopt the second amendment proposed by the committee,

It was decided in the negative, and the same was read the third time and passed.

House bill entitled

H. 302. An act to prohibit the deposit of saw-dust and other foreign substances into any stream of water in this State,

Was taken up as a special order, and the question being, shall the bill be read the third time?

It was decided in the negative.

House bill entitled

H. 330. An act to amend section 2702 of the Revised Laws, relating to town officers,

Was read the third time, and pending the question, shall the bill pass? on motion of Mr. Moloney of Rutland, the same was committed to that member to amend.

First, In line five of section one by inserting after the word "hold" the words *any two of*.

Second, In line six of section one, by inserting after the word "lister" the word *constable*.

And on motion of Mr. Smith of St. Albans, the bill was committed to that member to further amend in line six of section one by striking out the word "selectmen" and inserting in lieu thereof the word *selectman*,

And the bill having been amended was passed.

House bill entitled

H. 134. An act giving taxable female citizens a right to vote in town, village and fire district meetings,

Was taken up as a special order, and the question being shall the bill be read the third time?

It was decided in the negative.

Yeas, 99; Nays, 113.

The yeas and nays having been demanded by Mr. Moloney of Rutland, were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Amesden,
Bailey,
Bartlett,
Bean,
Beebe,
Bemis,
Blake,
Booth,
Bradley,
Brown of Sheldon,
Bucklin,
Buffum,
Bugbee,
Burnett,
Burroughs,

Canfield,
Chafey,
Chamberlin,
Chase,
Childs,
Clark,
Clogston,
Coe,
Colby,
Conway,
Cook,
Daniels,
Darling of Chelsea,
Darling of Middlesex,
Davis of Essex,

Donaldson,
Enright,
Field,
Fitch,
Fitts of Cabot,
Frizzell,
Gleason,
Goodspeed,
Gove,
Harlow,
Hastings,
Hewett,
Hill of Lunenburg,
Hobson,
Horton,

Hubbard,
Humphrey,
Jackson,
Janes,
Johnson,
Jones,
Joslyn,
Kelton,
Kendall,
Kezer,
Kidder,
Labaree,
Ladd,
Lawrence,
Macomber,
Mann,
Marshall,
Miller of Dummerston,

Morgan,
Needham,
Nute,
Olmsted,
Peck,
Perry of Newfane,
Phelps,
Phillips,
Pollard,
Proctor of Fair Haven,
Prouty of Franklin,
Ranney,
Rice of Somerset,
Rice of Westford,
Robbins,
Robinson,
Rogers,
Sawyer of Leicester,

Sawyer of Sudbury,
Sayles,
Shepardson,
Smith of Royalton,
Smith of St. Albans,
Stowe,
Tarbell,
Thompson,
Tillotson,
Tomlinson,
Tucker,
Tyler,
Walbridge,
Walker,
Warren,
Waterman,
Wedgeworth,
Wells,—99.

Those members who voted in the negative are Messrs.

Adams,
Aiken,
Birchard,
Blakely,
Bowen,
Boynton of Westfield,
Briggs,
Brockway,
Brown of Goshen,
Brown of Tunbridge,
Brown of Waterford,
Brown of Whitingham,
Bullard,
Cannan of Moretown,
Cannon of West Rutland,
Chandler,
Chipman,
Claghorn,
Covell,
Croft,
Cree,
Cross,
Crossett,
Cummings,
Davis of Corinth,
Davis of Danville,
Dexter,
Drury,
Dunham,
Eastman,
Eldredge,
Fairbanks,
Farmer,
Fay of Jericho,
Fay of Milton,
Fisher,
Fitts of Vershire,
Fleury,

Flint,
Francis,
Gardner,
Gilman,
Gipson,
Goodro,
Gray,
Green,
Gulley,
Hallock,
Harvey,
Heath,
Hemenway,
Hibbard,
Hill of Elmore,
Holden,
Houghton of Bennington,
Houghton of Stamford,
Houghton of Waterville,
Houghton of Westminster,
Hulett,
Huntington,
Hyde,
James,
Jubell,
Kelley,
Kellogg,
Kenyon,
Kinerson,
Livingston,
Manning,
Marsh,
Merrill,
Miller of Shelburne,
Miller of West Fairlee,
Moloney,
Montgomery,
Niles,

Parker,
Parkhurst,
Parlin,
Paul,
Perry of Barre,
Petty,
Pierce,
Proctor of Proctor,
Prouty of Fairfield,
Rooney,
Ryan,
Ryther,
Sanderson,
Sherwin,
Simonds,
Smith of East Haven,
Smith of Fairlee,
Smith of Pittsford,
Smith of Stratton,
Smith of Topsham,
Squier,
Stevens of Bloomfield,
Stevens of Maldstone,
Taylor of Cornwall,
Taylor of Fletcher,
Taylor of West Windsor,
Templeton,
Thrasher,
Tudhope,
Ware,
Warner,
Wilcox of Bridport,
Wilcox of Granby,
Williams,
Wood,
Woodbury,
Wright.—118.

So the third reading of the bill was refused.

Mr. Dexter from the committee on the grand list, to whom had been referred house bill entitled

H. 204. An act in amendment of section one of number three of the laws of 1884, relating to the grand list,

Reported in favor of its passage when amended by striking out all of section one after the words "in towns of" in the fourteenth line, and inserting in lieu thereof the following :

Fifteen hundred and less than 2500 inhabitants five (5) days; in towns of 2500 and less than 3500 inhabitants, ten (10) days; in towns of 3500 and less than 5000 inhabitants, fifteen (15) days; in

towns of 5000 and less than 8000 inhabitants twenty (20) days; and in towns of 8000 and more inhabitants twenty-five (25) days.

Which amendment was agreed to, and the third reading of the bill, as amended, was ordered for to-morrow morning.

Petitions praying that no law be enacted calculated to impair the vigor of the present prohibitory law were severally presented, and referred to the joint special committee on temperance, as follows :

By Mr. Coe of Burke, that of P. N. Granger and 156 others, residents of the town of Burke.

By Mr. Hyde of Strafford, that of Henry Cummings and seventy-six others.

By Mr. Bartlett of Plainfield, that of C. P. Taplin and thirty-eight others, residents of the town of Plainfield.

By Mr. Bailey of Woodbury, that of C. A. McKnight and seventy-seven others, residents of the town of Woodbury.

Petitions praying for the passage of house bill No. 129, in relation to the establishment of an agricultural and mechanical college, were severally presented, and referred to the committee on education as follows :

By Mr. Pollard of Chester, that of C. A. Peabody and eighty-nine others, citizens of the town of Chester.

By Mr. Janes of Waterbury, that of C. F. Clough and 185 others, citizens of the town of Waterbury.

By Mr. Pollard of Chester, that of the Farmers' League No. 39, of the town of Chester.

On motion of Mr. Steele of Stockbridge the house adjourned.

WEDNESDAY, NOVEMBER 12, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

Petitions praying for the establishment of a separate agricultural college were severally presented and referred to the committee on education as follows :

By Mr. Marshall of Brattleboro, that of Oscar T. Ware and thirty-seven others, members of Protective Grange No. 22, of Brattleboro.

By Mr. Brown of Whitingham, that of E. S. Allen and others of North River grange No. 165, of Whitingham.

By Mr. Taylor of West Windsor, that of W. I. Kendall and twenty-five others, residents of West Windsor.

By Mr. Perry of Newfane that of G. G. Brown, jr., and forty-two others, residents of Newfane.

By Mr. Peck of Hinesburgh, that of H. A. Post and fifty-eight others, residents of Hinesburgh.

By Mr. Claghorn of Wallingford, that of Charles P. Goss and thirty-six others, residents of Wallingford.

Mr. Amsden of Weathersfield presented the remonstrances of the Windsor Electric Light Company against the passage of house bills numbers 364 and 368,

Which were referred to the general committee.

Mr. Williams from the committee on corporations, to whom had been referred house bill entitled

H. 347. An act to consolidate, amend, and in addition to, an act entitled, "An act incorporating the inhabitants of the first school district in Rockingham," approved November 1st, 1833, and the various acts heretofore passed and approved in amendment and addition thereto,

Reported in favor of its passage when amended,

First, In section seventeen, line eleven, by striking out the word "village" and inserting in lieu thereof the words *corporation, or to the treasurer thereof if the corporation shall so desire.*

Second, By inserting after the word "taxes" in the same line, the words *as provided by law.*

Third, By inserting in the seventeenth line of said section after the word "collector" the words *or treasurer.*

Which amendments were severally agreed to, and the bill, as amended, was read the third time and passed.

Mr. Marshall from the committee on banks, to whom had been referred house bill entitled

H. 318. An act to incorporate the Security Savings Bank and Trust Company of Middlebury,

Reported in favor of its passage when amended in section seven, lines four and five, by striking out the words "five hundred" and inserting in lieu thereof the words *one thousand.*

Which amendment was agreed to, and the bill, as amended, was read the third time and passed.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows:

MR. SPEAKER:

I am directed by the governor to inform the house of representatives that on the 11th day of November, he approved and signed bills originating in the house of the following titles, to wit:

H. 245. An act entitled an act to revise and amend an act incorporating the Chester Savings Bank.

H. 119. An act to incorporate the Christian Aid Association.

H. 74. An act to establish a Board of Street Commissioners for the city of Burlington.

H. 6. An act in amendment of "an act relating to telegraph and telephone poles in incorporated villages and cities," approved November 29, 1882.

H. 14. An act to incorporate the Vermont Yearly Meeting of Free Baptists.

H. 262. An act appropriating fifty thousand dollars to be expended in preparing the Vermont State asylum for the insane for occupancy.

H. 75. An act to incorporate the Rock Springs Water Company.

H. 84. An act authorizing the assistant judges of Orange county to purchase the interest of the town of Chelsea in the court house in said county and to repair the same.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their third reading refused:

By Mr. Shepardson from the committee on manufactures,

H. 25. An act entitled an act to give dealers in monuments and copings certain powers.

H. 175. An act to provide for a lien on monuments placed in cemeteries.

By Mr. Hubbard from the committee on highways, bridges and ferries,

H. 268. An act granting a charter for steam ferry at Larrabee's Point, Shoreham, Vermont.

By Mr. Smith from the joint committee on game and fisheries,

H. 300. An act to incorporate the Forest and Stream Club of Wilmington, Vermont.

By Mr. Fay from the committee on agriculture,

H. 317. An act to repeal certain sections of number one hundred eight of the laws of 1888 entitled, an act to prevent the adulteration of milk and the false branding of butter and cheese, approved November 27, 1888.

By Mr. Wright from the general committee,

H. 343. An act to change the name of George David Rich.

By Mr. Enright from the judiciary committee,

H. 350. An act to prevent larceny.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, and their third reading ordered for to-morrow morning:

By Mr. Colby from the committee on manufactures,

H. 261. An act relating to roofs and roofing slate.

By Mr. Mann from the judiciary committee,

H. 304. An act to repeal number sixty-nine of the laws of 1886, relating to appearance in divorce cases.

By Mr. Squier from the general committee,

H. 340. An act for the protection of liverymen.

By Mr. Houghton from the committee on military affairs,

H. 362. An act authorizing the quartermaster-general to allow the Sons of Veterans to use the State tents at their annual encampment.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have passed a bill entitled

S. 74. An act in addition to No. 188 of the laws of 1884, entitled "an act to incorporate the Brattleboro Graded School District,"

In the passage of which the concurrence of the house is requested.

House bill entitled

H. 382. An act relating to the repair of highways and bridges,

Was called up by Mr. Livingston of Morristown, and the question being, shall the bill be committed to a member to amend as proposed by the member from Halifax ? it was agreed to.

And on motion of Mr. Clark of Halifax the bill was committed to a member to further amend in section one, line seven, by inserting after the word "be" the words *not less than*.

And the question recurring, shall the bill pass ? it was decided in the affirmative.

Yeas, 185 ; nays, 33.

The yeas and nays having been demanded by Mr. Proctor of Fair Haven, were taken, and are as follows :

Those members who voted in the affirmative are Messrs.

Abell,	Francis,	Paul,
Aiken,	Frizzell,	Peck,
Amsden,	Gardner,	Perry of Barre,
Bailey,	Gilman,	Perry of Newfane,
Bean,	Gipson,	Petty,
Beebe,	Goodro,	Phelps,
Bemis,	Goodspeed,	Phillips,
Birchard,	Gove,	Pierce,
Blake,	Green,	Pollard,
Blakely,	Griffith,	Powers,
Bowen,	Hallock,	Proctor of Fair Haven,
Boynton of Westfield,	Harvey,	Proctor of Proctor,
Bradley,	Hastings,	Prouty of Fairfield,
Briggs,	Heath,	Prouty of Franklin,
Brockway,	Hemenway,	Ranney,
Brown of Goshen,	Hewett,	Rice of Somerset,
Brown of Tunbridge,	Hill of Elmore,	Rice of Westford,
Brown of Waterford,	Hill of Lunenburg,	Robinson,
Bucklin,	Hobson,	Rogers,
Bugbee,	Holden,	Rooney,
Bullard,	Horton,	Ryan,
Burbank,	Houghton of Bennington,	Ryther,
Burrroughs,	Houghton of Stamford,	Sanderson,
Byington,	Houghton of Waterville,	Sawyer of Leicester,
Canfield,	Hubbard,	Sawyer of Sudbury,
Cannan of Moretown,	Hulett,	Sayles,
Carpenter of Rupert,	Humphrey,	Sherwin,
Cave,	Huntington,	Simonds,
Chandler,	Hyde,	Smith of East Haven,
Childs,	Jackson,	Smith of Pittsford,
Chipman,	Janes,	Smith of Stratton,
Clark,	Johnson,	Smith of Topsham,
Clogston,	Jones,	Spaulding,
Coe,	Joslyn,	Squier,
Conway,	Jubell,	Stearns,
Cook,	Kellogg,	Stebbins,
Covell,	Kelton,	Stevens of Bloomfield,
Cree,	Kendall,	Stevens of Maidstone,
Crossett,	Kenyon,	Stowe,
Cummings,	Kezer,	Tarbell,
Daniels,	Kidder,	Taylor of Fletcher,
Darling of Chelsea,	Kinerson,	Taylor of West Windsor,
Darling of Middlesex,	Labaree,	Templeton,
Davis of Corinth,	Langdon,	Thomas of Hubbardton,
Davis of Danville,	Lawrence,	Thompson,
Davis of Essex,	Livingston,	Tillotson,
Dexter,	Macomber,	Tomlinson,
Donaldson,	Marsh,	Tucker,
Drury,	Marshall,	Tyler,
Dunham,	Martin,	Walbridge,
Dustin,	Miller of Dummerston,	Walker,
Eastman,	Miller of Shelburne,	Ware,
Fairbanks,	Miller of West Fairlee,	Warner,
Farmer,	Moloney,	Warren,
Fay of Jericho,	Montgomery,	Waterman,
Fay of Milton,	Moore,	Wedgeworth,
Fisher,	Needham,	Wells,
Fitch,	Olmsted,	Wilcox of Bridport,
Fitts of Cabot,	Orvis,	Wilcox of Granby,
Fitts of Vershire,	Parker,	Williams,
Fleury,	Parkhurst,	Wood.—185.
Flint,	Parlin,	

Those who voted in the negative are Messrs.

Bartlett,	Colby,	Kelley,
Booth,	Croft,	Ladd,
Brown of Whitingham,	Cross,	Mann,
Buffum,	Eldredge,	Manning,
Burnett,	Enright,	Merrill,
Cannon of West Rutland,	Field,	Niles,
Chafey,	Gleason,	Shepardson,
Chamberlin,	Gulley,	Smith of Royalton,
Chase,	Houghton of Westminster,	Steele,
Chedel,	Hibbard,	Thrasher,
Claghorn,	James,	Wright.—33.

House bills of the following titles were severally reported from the several committees to whom they had been referred, favorably, read the third time and passed :

By Mr. Byington from the committee on the grand list,

H. 120. An act to legalize the quadrennial appraisal of the real estate of the town of Rutland for the year 1890.

By Mr. Hubbard from the committee on highways, bridges and ferries,

H. 286. An act granting a ferry to Zeb Martin at Larrabee's point, in the town of Shoreham.

Senate bill entitled

S. 74. An act in addition to number one hundred and eighty-eight of the Laws of 1884, entitled, An act to incorporate the Brattleboro graded school district,

Was read the first and second times and referred to the committee on education.

Mr. Bullard from the judiciary committee, to whom had been referred senate bill entitled

S. 104. An act in amendment of section 4508 of the Revised Laws, relating to costs in civil cases,

Reported adversely to its passage in concurrence, and the third reading thereof was refused.

Mr. Canfield from the joint special committee on the World's Fair, to whom had been referred house bill entitled

H. 87. An act to provide for the representation of Vermont at the World's Columbian Exposition,

Reported the following substitute bill, entitled

H. 384. An act to provide for the representation of Vermont at the World's Columbian Exposition.

It is hereby enacted by the General Assembly of the State of Vermont :

SECTION 1. The Governor of the State, *ex-officio*, the two commissioners and their alternates, nominated by him and appointed by the President of the United States, under the act of Congress, approved April 25, 1890, and the two lady managers and their alternates, nominated by said commissioners, and appointed by the president of the exposition, shall constitute the Columbian commission of Vermont.

SEC. 2. The officers of such commission shall be a president, a secretary, who shall also act as treasurer, and an auditor, and their duties shall be those usually devolving upon such officers.

SEC. 3. It shall be the duty of said commission to secure a full exhibit of the resources of the State in the various departments of the World's Columbian Exposition at Chicago in 1893, and to provide for the comfort and convenience of the people of the State who may visit said exposition.

SEC. 4. To enable said commission to carry out the purposes of this act, the sum of thirty thousand dollars (\$30,000) is hereby appropriated from the treasury of the State, which sum shall be managed, controlled and expended by said commission, or a majority of them, in such manner as will, in their opinion, best conduce to the honor, dignity and profit of the State. But in expending such appropriation, preference shall be given to expenditures in aid of the exhibition of agricultural products.

SEC. 5. Such part of the actual necessary expenses of said commission as are not paid by the United States government, shall be paid out of the appropriation made by this act, but no part of said appropriation shall be paid to said commissioners, or any of them, as compensation for their services.

SEC. 6. The auditor of accounts shall draw his orders on the State treasurer, not exceeding in the aggregate the sum of thirty thousand dollars, at such times and in such amounts as said commission shall specify. An account shall be kept by said commission of all amounts expended by them under said appropriation, which shall, within thirty days after the close of said exposition, be rendered in detail to the auditor of accounts, together with vouchers in verification thereof.

SEC. 7. This act shall take effect from its passage.

Which was read the first and second times, and, under the rule, ordered to lie and be printed.

Mr. Moloney from the judiciary committee, to whom had been referred senate bill entitled

S. 70. An act in amendment of section 1477 of the Revised Laws relating to exemptions from arrest in actions founded on contract.

Reported in favor of its passage in concurrence, and pending the question, shall the bill be read the third time? on motion of Mr. Bullard of Underhill the same was ordered to lie and be made the special order for Friday afternoon next at two o'clock and thirty minutes.

Mr. Miller of Shelburne moved that the vote refusing the third reading of house bill entitled

H. 134. An act giving taxable female citizens a right to vote in town, village and fire district meetings,

Be re-considered,

Which was disagreed to.

Mr. Harlow from a majority of the committee on the grand list to whom had been referred house bill entitled

H. 183. An act in regard to the holdings of religious societies,

Reported adversely to its passage, and pending the question, shall the bill be read the third time? on motion of Mr. Bullard of Underhill, the same was ordered to lie and be made the special order for to-morrow morning at ten o'clock and thirty minutes.

On motion of Mr. Harlow of Springfield the house adjourned.

AFTERNOON.

Petitions praying for the enactment of a law establishing a separate agricultural college were severally presented and referred to the committee on education as follows:

By Mr. Waterman of Johnson, that of H. A. Beecher and fifty-five others, citizens of Johnson.

By Mr. Holden of Reading, that of Elwin W. Goddard and twenty-five others, citizens of Reading.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their third reading refused:

By Mr. Smith from the joint committee on game and fisheries,

H. 53. An act in amendment of section seven of number seventy-three of the laws of 1884, relating to fish and game.

By Mr. Robbins from the committee on education,

H. 145. An act to incorporate the Vermont Medical College or Second Medical College of the American Health Society.

By Mr. Sanderson from the committee on agriculture,

H. 329. An act in relation to the transfer of real estate.

By Mr. Tyler from the general committee,

H. 341. An act authorizing selectmen to kill horses so emaciated, diseased or injured as to be unfit for labor.

By Mr. Rice from the committee on agriculture,

H. 351. An act relating to division fences.

Mr. Croft from the committee on the grand list, to whom had been referred house bill entitled

H. 206. An act relating to the grand list and quadrennial appraisal,

Reported the following substitute bill, entitled

H. 385. An act to extend the time for making the quadrennial appraisal in towns of more than eight thousand inhabitants.

It is hereby enacted by the General Assembly of the State of Vermont :

SECTION 1. The time now limited by law for the performance of any act mentioned in sections two hundred and ninety-two, and two hundred and ninety-seven of the Revised Laws is hereby extended in towns or cities of over eight thousand inhabitants, twenty-one days.

SEC. 2. The number of inhabitants in a town or city for the purposes of this act shall be deemed to be the number of inhabitants as returned by the United States census, last completed before the making of this list.

Which was read the first and second times, and, under the rule, ordered to lie and be printed.

Mr. Moloney from the committee on corporations, to whom had been referred house bill entitled

H. 249. An act authorizing the removal of obstructions from the bed of White river and its tributaries,

Reported the following substitute bill, entitled

H. 386. An act authorizing the removal of obstructions from the bed of White river and its tributaries.

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION 1. The Fall Mountain Paper Company of Bellows Falls, Vermont, a corporation organized under charter granted by the State of Vermont and approved October 25th, 1872, is hereby empowered to remove rocks, floodwood and other obstructions from the bed and banks of White river and its tributaries, excepting the first, second and third branches of said river, build piers for the purpose of attaching booms thereto, and shall build proper sluices or aprons on dams to protect the same from damage, so as to facilitate the running of logs, ties, wood, timber or other lumber thereon, and is empowered to run logs, ties, wood, timber or other lumber down said streams and any other person or persons may use said streams for the purpose of floating logs, ties, wood, timber or other lumber, upon the terms hereinafter named. And said Fall Mountain Paper Company and its successors are empowered to enter upon the bed of said White river and its tributaries,

except the three tributaries last named, for the above purposes subject to the liability of paying, or tendering, all damages caused thereby in the manner hereinafter provided.

SEC. 2. Injuries or damages occasioned by said Fall Mountain Paper Company or its successors to land or property shall be paid by said Fall Mountain Paper Company or its successors, to the person or persons sustaining the damage. If the parties concerned cannot agree upon the amount of the damages to be paid, the person or persons sustaining the damages may prefer a petition to the judge of the probate court in the probate district in which such injury accrues, setting forth the injury and praying for the appointment of three disinterested commissioners to ascertain and determine the injury aforesaid, and said probate court shall so appoint, and said commissioners shall give reasonable notice to all parties interested, and shall proceed to hear the respective parties and determine the amount of injury so sustained, and their decision in the matter shall be final and conclusive upon all the parties; but said corporation shall, before entering upon any property of any riparian owner on the said stream—if any riparian owner shall so insist, deposit in the National White River bank, for the use, benefit and subject to the control of such riparian owner, a good and sufficient bond, approved by the president or cashier of said bank, conditioned for the payment to such riparian owner of all damages that may accrue to him by reason of any act or neglect of the corporation in the premises aforesaid.

SEC. 3. Said Fall Mountain Paper Company and their successors shall have the right to receive toll from all persons running logs, ties, wood, timber or other lumber over the portion of the streams on which money has been expended by them, but no person shall be required to pay toll for running such lumber over parts of such streams on which no money has been expended. The amount of toll to be paid for running such lumber over any improved portion of the streams may be agreed upon between the parties running such lumber and said Fall Mountain Paper Company or its successors; and if they fail to agree, either party may apply to the assistant judges of the county court for the county in which the parties reside seeking to run such lumber, who shall hear the parties, examine the premises if they see fit, and determine the rate of toll, and in determining such rate they shall have reference to the amount expended in making the improvements, and their decision shall be final.

SEC. 4. This act shall be under the control of future general assemblies to alter, amend or repeal.

Which was read the first and second times, and, under the rule, ordered to lie and be printed.

Mr. Phillips of Arlington, from the committee on the insane,

submitted the report of said committee on the condition of the asylum for the insane in Vermont.

(For report see Appendix I.)

Which was read, and, on motion of Mr. Phillips of Arlington, ordered to lie, and the clerk directed to procure the printing of the usual number of copies of the same for the use of the general assembly.

Mr. Phillips from the committee on the insane reported the following bill, entitled

II. 387. An act relating to the support of insane persons.

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION 1. Whenever any insane person, now or hereafter supported at the expense of the State, in any asylum for the insane in this State, had, at the time of their commitment to such asylum, or after his or her commitment shall have, own or possess any estate, real or personal, or any pension or annuity, the same shall be appropriated toward the support of such insane person in such asylum.

SEC. 2. It shall be the duty of the probate court upon the hearing of any cause instituted before it, for the purpose of determining whether any person shall be committed to an insane asylum, to find, and in its order made for the removal of any insane person to an insane asylum, to state the amount of property owned by such insane person, and the amount of any pension or annuity payable to such insane person.

SEC. 3. Whenever an insane person, during his or her confinement in an insane asylum at the expense of the State, becomes the owner of any property, pension or annuity, the probate court shall, on application of any person interested and on notice to persons interested, ascertain the amount thereof and certify the same to the superintendent of the asylum where such insane person is confined, and in case such insane person is not a resident of this State, the probate court, in the probate district where such asylum is located, shall have jurisdiction for the purposes of this act.

SEC. 4. It shall be the duty of a guardian of any insane person, confined in an asylum at the expense of the State, to contribute out of such insane person's estate, toward his support in such asylum, such a sum as the probate court may direct. Nothing in this act shall take from the guardian of such insane person the right to agree with the superintendent of an asylum upon the amount such guardian shall contribute toward the support of such insane person, but if they cannot agree, the probate court shall determine the same, and the time of payment thereof.

SEC. 5. All acts and parts of acts inconsistent with the pro-

visions of this act, are hereby repealed, but this shall not repeal the provisions of act No. 89 of the acts of 1888.

SEC. 6. This act shall take effect from its passage.

Which was read the first and second times, and, under the rule, ordered to lie and be printed.

Mr. Thrasher from the general committee, to whom had been referred house bill entitled

H. 316. An act to regulate the number of hours constituting a legal day's work,

Reported adversely to its passage, and pending the question, shall the bill be read the third time? Mr. Proctor of Fair Haven moved that the same be amended in section one, line one, by striking out the word "nine" and inserting in lieu thereof the word *ten*.

Which was agreed to.

And the question recurring, shall the bill be read the third time? on motion of Mr. Cannon of West Rutland the same was ordered to lie.

House bill entitled

H. 383. An act appropriating a sum not to exceed a certain amount for the support of the soldiers' home, and to build a hospital,

Was read the third time, and the passage thereof was refused.

Mr. Brown from the committee on education, to whom had been referred senate bill entitled,

S. 51. An act to provide a truant officer for the city of Burlington.

Reported in favor of its passage in concurrence, and the bill was read the third time and passed in concurrence.

Mr. Pierce from the general committee, to whom had been referred house bill entitled

H. 355. An act requiring fire escapes to be placed in the sleeping rooms of all hotels in the State.

Reported in favor of its passage, and the third reading thereof was ordered for to-morrow morning.

House bills of the following titles were severally read the third time and passed :

H. 103. An act to protect occupants of sleeping cars.

H. 334. An act amending section 4572 of the Revised Laws relating to the distribution of the laws of each session of the general assembly.

Mr. Sherwin from the joint committee on State and court expenses, to whom had been referred house bill entitled

H. 115. An act to amend section 4481 of the Revised Laws, and to reduce State expenses,

Reported adversely to its passage, and pending the question, shall the bill be read the third time? on motion of Mr. Hill of Elmore the same was dismissed.

Mr. Smith of Royalton moved that the house reconsider its vote refusing the passage of house bill entitled

H. 383. An act appropriating a sum not to exceed a certain amount for the support of the soldiers' home, and to build a hospital,

Which was agreed to.

And the question recurring, shall the bill pass? on motion of Mr. Moloney of Rutland the same was ordered to lie.

On motion of Mr. Dustin of Craftsbury the house adjourned.

THURSDAY, NOVEMBER 13, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

House bill entitled

H. 383. An act appropriating a sum not to exceed a certain amount for the support of the soldiers' home and to build a hospital,

Was called up by Mr. Enright of Windsor, and the question being, shall the bill pass? on motion of Mr. Abell of West Haven the same was committed to that member to amend in section two, line three, by inserting the word *to* after the word "due."

And on motion of Mr. Colby of Victory the bill was committed to that member to further amend,

First, In section one, line eight, by striking out the word "twenty" and inserting in lieu thereof the word *fifteen*.

Second, By inserting at the end of line eleven of section one, the words *the sum of five thousand dollars or so much thereof as may be necessary for the erection of*.

And the question recurring, shall the bill pass? it was decided in the affirmative,

Yeas, 209; nays, 4.

The yeas and nays having been demanded by Mr. Pollard of Chester were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Adams,	Fitts of Cabot,	Parker,
Aiken,	Fitts of Vershire,	Parkhurst,
Amesden,	Fleury,	Parlin,
Bailey,	Flint,	Paul,
Bean,	Francis,	Peck,
Beebe,	Frizzell,	Perry of Barre,
Bemis,	Gardner,	Perry of Newfane,
Birchard,	Gilman,	Petty,
Blake,	Gipson,	Phelps,
Blakely,	Gleason,	Phillips,
Booth,	Goodro,	Pierce,
Bowen,	Goodspeed,	Pollard,
Boynton of Westfield,	Gove,	Powers,
Bradley,	Gray,	Proctor of Fair Haven,
Briggs,	Green,	Proctor of Proctor,
Brockway,	Gulley,	Prouty of Fairfield,
Brown of Goshen,	Hallock,	Prouty of Franklin,
Brown of Sheldon,	Harlow,	Rice of Somerset,
Brown of Tunbridge,	Harvey,	Rice of Westford,
Brown of Waterford,	Hastings,	Robinson,
Brown of Whitingham,	Heath,	Rogers,
Buffum,	Hemenway,	Rooney,
Rugbee,	Hewett,	Sanderson,
Bullard,	Hibbard,	Sawyer of Leicester,
Burbank,	Hill of Lunenburg,	Sawyer of Sudbury,
Burnett,	Hobson,	Sayles,
Burroughs,	Holden,	Shepardson,
Byington,	Horton,	Sherwin,
Canfield,	Houghton of Bennington,	Simonds,
Cannan of Moretown,	Houghton of Stamford,	Smith of East Haven,
Carpenter of Starksboro,	Houghton of Waterville,	Smith of Fairlee,
Chafey,	Houghton of Westminster,	Smith of Pittsford,
Chamberlin,	Hubbard,	Smith of Royalton,
Chandler,	Humphrey,	Smith of St. Albans,
Chase,	Hyde,	Smith of Stratton,
Chedel,	Jackson,	Smith of Topsham,
Childs,	James,	Spaulding,
Chipman,	Janes,	Squler,
Claghorn,	Johnson,	Stearns,
Clogston,	Jones,	Stebbins,
Coe,	Joslyn,	Steele,
Colby,	Jubell,	Stevens of Bloomfield,
Conway,	Kelley,	Stevens of Maldstone,
Cook,	Kellogg,	Stowe,
Covell,	Kezer,	Tarbell,
Croft,	Kidder,	Taylor of Fletcher,
Cree,	Kimball,	Taylor of West Windsor,
Cross,	Kinerson,	Templeton,
Crossett,	Labaree,	Thomas of Hubbardton,
Cummings,	Ladd,	Thompson,
Daniels,	Langdon,	Thrasher,
Darling of Chelsea,	Lawrence,	Tillotson,
Darling of Middlesex,	Livingston,	Tomlinson,
Davis of Corinth,	Mann,	Tucker,
Davis of Essex,	Manning,	Tudhope,
Dexter,	Marshall,	Tyler,
Donaldson,	Martin,	Walbridge,
Drury,	Merrill,	Walker,
Dunham,	Miller of Dummerston,	Warner,
Dustin,	Miller of Shelburne,	Warren,
Eastman,	Miller of West Fairlee,	Waterman,
Eldredge,	Moloney,	Wedgeworth,
Enright,	Montgomery,	Wells,
Fairbanks,	Moore,	Wilcox of Bridport,
Farmer,	Morgan,	Wilcox of Granby,
Fay of Jericho,	Needham,	Williams,
Fay of Milton,	Niles,	Wood,
Field,	Nute,	Woodbury,
Fisher,	Olmsted,	Wright.—209.
Fitch,	Orvis,	

Those members who voted in the negative are Messrs.

Bartlett,	Cannon of West Rutland,	Huntington,
		Ware.—4.

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have on their part adopted joint resolutions as follows:

Joint resolution in regard to final adjournment.

Joint resolution relating to the sale of the surplus copies of the Revised Laws of Vermont.

In the adoption of which the concurrence of the house is requested.

The senate have passed bills of the following titles:

S. 56. An act in amendment of the charter of the city of Burlington, and providing for the issue of school bonds and refunding bonds.

S. 58. An act to incorporate the Burlington Safe Deposit Company.

S. 59. An act to provide for the erection of a bronze statue of Major General George J. Stannard over his grave.

S. 91. An act to incorporate the Alpha Mu chapter of the Chi Psi Fraternity.

In the passage of which the concurrence of the house is requested.

The senate have considered house bills of the following titles:

H. 77. An act in relation to railroad bonds and mortgages.

H. 196. An act to amend the charter of the village of Middlebury.

H. 205. An act to incorporate the St. Albans Board of Trade.

H. 209. An act to legalize the grand list of the town of Northfield for the year 1890.

H. 249. An act to change the name of the Monumental Granite Company to the Langdon Granite Company.

H. 290. An act to incorporate the West Randolph Library Association.

H. 293. An act to legalize the quadrennial appraisal of the town of Granby.

And have passed the same in concurrence.

The senate have considered house bills of the following titles:

H. 8. An act changing the time for the calling of a grand jury in the county of Addison.

H. 136. An act to incorporate the Union Savings Bank and Trust Company of Morrisville, Vermont.

And have passed the same in concurrence with proposals of amendment.

In the adoption of which the concurrence of the house is requested.

House bill entitled

H. 183. An act in regard to the holdings of religious societies,

Was taken up as a special order, and the question being, shall the bill be read the third time ?

On motion of Mr. Croft of Clarendon, the same was amended by striking out of lines three, four and five, the words "the building in which the minister or head of said society shall reside," and inserting in lieu thereof the words *a parsonage or residence belonging to said society and all buildings, including the land connected therewith, actually used and occupied for school purposes.*

And on motion of Mr. Moloney of Rutland, the bill was further amended by inserting after the word "purposes," in line five, the words *or an orphan asylum.*

And on motion of Mr. Ranney of Kirby, the bill was dismissed.

A message from the senate by Mr. Powers, their secretary, as follows :

MR. SPEAKER.

I am directed to inform the house that the senate have on their part adopted a joint resolution relating to the Grand Isle Bridge Company,

In the adoption of which the concurrence of the house is requested

The senate have passed bills of the following titles :

S. 63. An act regarding state officers' reports.

S. 77. An act to incorporate the Grand Isle County Horse Breeders Association.

S. 85. An act to incorporate the village of Hartford.

S. 90. An act to amend section five of act number 146 of the acts of 1886.

S. 92. An act to incorporate the Burlington Manufacturing Promotor Company.

S. 95. An act relating to the assignment of mortgages.

S. 122. An act to incorporate the Chittenden County Railroad Company.

S. 134. An act permitting municipal officers to authorize manufacturers to ring bells and use whistles and gongs for the benefit of their workmen.

S. 138. An act to incorporate the Rutland English and Classical Institute.

In the passage of which the concurrence of the house is requested.

The senate have considered house bills of the following titles :

H. 38. An act in addition to section 4154 of chapter 192 of the Revised Laws, entitled frauds.

H. 47. An act to legalize the grand list of the town of Sherburne for the years 1889 and 1890, including the quadrennial appraisal of real estate of 1890.

H. 70. An act providing for the payment of masters, referees, auditors, commissioners in probate appeals, and commissioners to discontinue or establish highways.

H. 94. An act to legalize the grand lists and the quadrennial appraisal in the town of Sandgate for the year 1890.

H. 182. An act to incorporate the Lake View Cemetery Association.

H. 191. An act to incorporate the Locust Ridge Cemetery Association of Brattleboro.

H. 226. An act to empower the village of Northfield to bring water into said village and issue bonds for that purpose.

H. 229. An act to pay Frank H. Atherton the sum therein named.

H. 234. An act to legalize the quadrennial appraisal of the real estate of the town of Newport for the year 1890.

H. 273. An act to incorporate the comrades of Whitney Post.

H. 303. An act to legalize the grand lists of the town of Plymouth for the years 1889 and 1890, including the quadrennial appraisal for 1890.

H. 311. An act to repeal number 317, acts of 1888, in relation to the protection of fish.

And have passed the same in concurrence.

The senate have considered house bills of the following titles :

H. 72. An act authorizing the town of Middlebury to fund its present indebtedness.

H. 164. An act to incorporate the village of Hardwick.

H. 336. An act authorizing the town of Jamaica to fund its present indebtedness.

And have passed the same in concurrence, with proposals of amendment, in the adoption of which the concurrence, of the house is requested.

Mr. Orvis from the committee on railroads, to whom had been referred senate bill entitled

S. 45. An act entitled an act to amend sections 3461, 3470 and 3475 of the Revised Laws, relating to re-organization of railroad companies after foreclosure,

Reported in favor of its passage in concurrence, and the third reading thereof was ordered for to-morrow morning.

House bills of the following titles were severally reported from the general committee to whom they had been referred, adversely, and their third reading refused :

By Mr. Brockway,

H. 364. An act to regulate the construction of electric light and electric power plants.

By Mr. Thrasher,

H. 368. An act relating to the regulation and supervision of wires over streets in cities and villages.

On motion of Mr. Stevens of Bloomfield the house adjourned.

AFTERNOON.

Joint resolutions from the senate as follows :

Resolved by the Senate and House of Representatives, That the secretary of state is hereby authorized to dispose of as many of the surplus copies of the Revised Laws of Vermont as in his judgment he may deem best, at one dollar and fifty cents per copy.

Resolved by the Senate and House of Representatives, That a committee of two senators and three representatives be appointed by the president of the senate and speaker of the house, respectively, which committee shall take into consideration the matter of final adjournment, and report concerning the same as soon as may be.

Whereas, Conflicting statements and representations are made relative to the letting of the contract for the construction of the Grand Isle County bridge provided for by No. 263, Acts 1888, and the various steps precedent thereto, and

Whereas, in view of such disagreement the auditor of accounts has, under the provisions of section 234, Revised Laws, submitted the matter to the joint committee on claims for their action in the premises, which said committee has referred the same to a sub-committee of one senator and two representatives,

Therefore be it resolved by the Senate and House of Representatives, That such sub-committee be directed, in connection with

the auditor of accounts, to visit said bridge for the purpose of making investigation as to the basis of such conflicting claims, and of determining whether or not all the conditions and requirements of the act have been complied with to entitle the town of Grand Isle to draw the State appropriation, and whether in the action taken the interests of the State have been fully protected, and to make full report of their doings to the joint committee on claims.

Which were severally read and adopted in concurrence.

Petitions praying for the enactment of a law establishing a separate agricultural college were severally presented and referred to the committee on education as follows :

By Mr. Shepardson of Fairfax that of H. S. Ufford and thirty-four others, citizens of Fairfax.

By Mr. Kimball of Randolph that of A. B. Manchester and sixty-five others, citizens of Randolph.

By Mr. Bartlett of Plainfield that of W. S. Martin and ninety-one others, citizens of Plainfield.

By Mr. Donaldson of Grand Isle that of William Anderson and thirty-five others, citizens of Grand Isle.

By Mr. Hastings of Townshend that of C. Q. Stebbins and thirty others, citizens of Townshend.

Remonstrances against any impairment of the present prohibitory laws were severally presented and referred to the joint special committee on temperance as follows :

By Mr. Macomber of Jay that of C. R. Bartlett and forty-one others, residents of Jay.

By Mr. Eldredge of Warren that of John Q. Flint and nineteen others, citizens of Roxbury.

Mr. Robinson from the judiciary committee to whom had been referred house bill entitled

H. 18. An act entitled an act fixing the number of judges of the supreme court and their salaries,

Reported adversely to its passage, and pending the question, shall the bill be read the third time? on motion of Mr. Clark of Halifax the same was ordered to lie and be made the special order for Tuesday morning next at ten o'clock and twenty minutes.

House bill entitled

H. 384. An act to provide for the representation of Vermont at the World's Columbian Exposition,

Was taken up, and the third reading thereof was refused.

Mr. Williams from the committee on corporations, to whom had been referred house bill entitled

H. 96. An act in addition to the charter of the village of West Randolph,

Reported in favor of its passage when amended in section seven, line three, by inserting after the word "point" the words *below Prince's dam in said village*.

Which amendment was agreed to, and the bill as amended was read the third time and passed.

On motion of Mr. Enright of Windsor, the house reconsidered its vote refusing the third reading of house bill entitled

H. 384. An act to provide for the representation of Vermont at the World's Columbian Exposition.

And the question recurring, shall the bill be read the third time? Mr. Moloney of Rutland moved that the same be amended in section four, line three, by striking out the word "thirty," before the word "thousand" and inserting in lieu thereof the word *twenty*, pending which Mr. Bullard of Underhill moved that the amendment be amended by striking out the word "twenty" and inserting in lieu thereof the word *three*.

Which was agreed to, and the amendment, as amended, was adopted.

Mr. Kimball of Randolph then moved that the bill be further amended in section three, line two, by striking out the word "full" before the word "exhibit" and inserting in lieu thereof the word *poor*.

Which was disagreed to.

Yeas, 34; Nays, 153.

The yeas and nays having been demanded by Mr. Clark of Halifax, were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Alken,
Birchard,
Brown of Sheldon,
Colby,
Eldredge,
Enright,
Farmer,
Gove,
Harvey,
Hemenway,
Horton,
Houghton of Stamford.

Hulett,
Janes,
Johnson,
Kimball,
Livingston,
Macey,
Marshall,
Merrill,
Niles,
Orvis,
Peck,
Phelps.

Phillips,
Pollard,
Prouty of Franklin,
Rice of Westford,
Sayles,
Thompson,
Tucker,
Walbridge,
Waterman,
Wilcox of Bridport.—34.

Those members who voted in the negative are Messrs.

Abell,
Amsden,
Bailey,
Bartlett,
Bean,
Beebe,
Blake,
Blakely,
Booth,
Bowen,
Boynton of Westfield,
Bradley,
Briggs,
Brockway,
Brown of Goshen.

Brown of Tunbridge,
Brown of Waterford,
Brown of Whitingham,
Bucklin,
Buffum,
Bugbee,
Bullard,
Burbank,
Burnett,
Cannan of Moretown,
Cannon of West Rutland,
Carpenter of Starksboro,
Cave,
Chafey,
Chamberlin,

Chandler,
Chase,
Childs,
Chipman,
Claghorn,
Clark,
Coe,
Conway,
Cook,
Covell,
Croft,
Cross,
Cummings,
Daniels,
Darling of Chelsea,

Darling of Middlesex,
 Davis of Corinth,
 Davis of Essex,
 Donaldson,
 Drury,
 Dunham,
 Eastman,
 Fairbanks,
 Fay of Jericho,
 Fay of Milton,
 Field,
 Fitch,
 Fitts of Cabot,
 Fitts of Vershire,
 Flint,
 Francis,
 Frizzell,
 Gardner,
 Gilman,
 Gipson,
 Gleason,
 Goodro,
 Goodspeed,
 Gray,
 Green,
 Griffith,
 Gulley,
 Hallock,
 Harlow,
 Hastings,
 Heath,
 Hewett,
 Hill of Elmore,
 Hill of Lunenburgh,
 Holden,
 Houghton of Bennington,

Houghton of Waterville,
 Houghton of Westminster,
 Hubbard,
 Huntington,
 Hyde,
 Jackson,
 Jubell,
 Kelley,
 Kelton,
 Kendall,
 Kezer,
 Kidder,
 Kinerson,
 Labaree,
 Ladd,
 Lawrence,
 Mann,
 Manning,
 Marsh,
 Martin,
 Miller of West Fairlee,
 Montgomery,
 Moore,
 Morgan,
 Needham,
 Nute,
 Parker,
 Parkhurst,
 Parlin,
 Paul,
 Perry of Barre,
 Perry of Newfane,
 Pierce,
 Powers,
 Prouty of Fairfield,
 Ranney,

Reed,
 Rice of Somerset,
 Rogers,
 Rooney,
 Ryther,
 Sanderson,
 Sawyer of Sudbury,
 Shepardson,
 Sherwin,
 Simonds,
 Smith of East Haven,
 Smith of Pittsford,
 Smith of Topsham,
 Spaulding,
 Squier,
 Stearns,
 Stebbins,
 Stevens of Bloomfield,
 Tarbell,
 Taylor of Cornwall,
 Taylor of Fletcher,
 Taylor of West Windsor,
 Templeton,
 Thomas of Hubbardton,
 Thrasher,
 Tillotson,
 Tudhope,
 Tyler,
 Ware,
 Warner,
 Warren,
 Wedgeworth,
 Wells,
 Wilcox of Granby,
 Wood,
 Woodbury. -153.

The question then recurring, shall the bill be read the third time?

On motion of Mr. Buffum of Dorset the same was amended by striking out all of section three after the figures "1893."

And on motion of Mr. Amsden of Weathersfield the bill was dismissed.

Mr. Moloney from the committee on corporations, to whom had referred house bill entitled

H. 374. An act to incorporate the Pittsfield and Rochester Telephone Association,

Reported a substitute bill, entitled

H. 388. An act to incorporate the Pittsfield and Rochester Telephone Association,

Which was read the first and second time, and the third reading thereof ordered for to morrow morning.

Mr. Moloney, from the same committee, reported a bill entitled

H. 389. An act to incorporate the Vermont Fish and Game League,

Which was read the first and second time, and the third reading thereof ordered for to-morrow morning.

House bills of the following titles:

H. 385. An act to extend the time for making the quadrennial appraisal in towns of more than eight thousand inhabitants,

H. 387. An act relating to the support of insane persons,

Were severally taken up and their third reading ordered for to-morrow morning.

House bill entitled

H. 386. An act authorizing the removal of obstructions from the bed of White river and its tributaries,

Was taken up, read the third time, and passed.

Mr. Moloney from the committee on corporations reported a bill entitled

H. 390. An act in addition to an act entitled an act to incorporate the Cedar Mountain Slate Company, approved November 10, 1852.

Which was read the first and second times, and the third reading thereof ordered for to-morrow morning.

Mr. Reed from the committee on grand list, to whom had been referred house bill entitled

H. 322. An act to legalize the grand list of the town of Montgomery for the year 1890,

Reported in favor of its passage when amended in section one, line one, by inserting after the word "list" the words *and quadrennial appraisal*.

Which was agreed to, and the bill, as amended, was read the third time and passed.

And on motion of Mr. Reed of Wolcott the title of the bill was amended by inserting after the word "list" the words *and quadrennial appraisal*.

Mr. Holden from the committee on claims, to whom had been referred house bill entitled

H. 265. An act to pay Jerome Dumas the sum therein named,

Reported in favor of its passage when amended in section one, line five, by inserting before the word "dollars" the words *fifty-one and fifty one-hundredths*.

Which amendment was agreed to, and the third reading of the bill was ordered for to-morrow morning.

Mr. Mann from the committee on railroads, to whom had been referred house bill entitled

H. 7. An act to repeal number seventeen of the laws of 1888, relating to discriminations by railroad companies,

Reported adversely to its passage, and the third reading thereof was refused.

Senate proposal of amendment to house bill entitled

H. 8. An act changing the time for the calling of a grand jury in the county of Addison,

By striking out section two of the bill,

Was considered and concurred in.

Senate proposals of amendment to house bill entitled

H. 72. An act authorizing the town of Middlebury to fund its present indebtedness, as follows:

First, By striking out all of the enacting clause after the word "enacted," and inserting in lieu thereof the words *by the General Assembly of the State of Vermont*.

Second, By inserting in the third line of section two, after the word "holden," the words *for that purpose*.

Third, By striking out in lines eleven and twelve of said section, the words "at the option of such town."

Fourth, By striking out all of section two after the words "October A. D. 1890."

Fifth, By striking out in lines ten and eleven of section three, the words "that they are issued for the purposes mentioned," and inserting in lieu thereof the words *of the purpose for which they are issued*.

Sixth, By inserting in said eleventh line of section three, after the word "and," the words *that they are issued*.

Seventh, By striking out the words "of the same, and," in the fifteenth line of said section.

Eighth, By striking out the word "the" in the sixteenth line of said section, and inserting in lieu thereof the word *said*.

Ninth, By striking out the words "pay such bonds in any action brought by a," in lines sixteen and seventeen of said section, and inserting in lieu thereof the word *any*.

Tenth, By striking out all of section seven, and re-numbering section eight to correspond with such change.

Were severally considered and concurred in.

Senate proposals of amendment to house bill entitled

H. 136. An act to incorporate the Union Savings Bank and Trust Company of Morrisville, Vermont, as follows:

First, By striking out the word "twenty-five" in the second line of section two, and inserting in lieu thereof the word *fifty*.

Second, By striking out the words "two hundred and fifty," in the eighteenth and nineteenth lines of section three, and inserting in lieu thereof the words *five hundred*.

Third, By striking out the words "the whole amount" in lines

one and two of section four, and inserting in lieu thereof the words *two hundred and fifty shares*.

Fourth, By striking out the word "forty" in the second line of section six, and inserting in lieu thereof the word *fifty*.

Fifth, By striking out in the last line of said section the word "twenty-five" and inserting in lieu thereof the word *fifty*.

Sixth, By adding to the sixth line of section ten, the following: *provided that it shall not be lawful for said corporation at any time to accept or hold interest paying deposits, exceeding in amount ten times the aggregate of its surplus fund and capital stock actually paid in.*

Seventh, By striking out in section fourteen the words "and also in such real estate and personal property as they shall deem proper."

Were severally considered and concurred in.

Senate proposals of amendment to house bill entitled

H. 164. An act to incorporate the village of Hardwick, as follows:

First, By striking out the word "three-fourths" in the twelfth line of section nineteen, and inserting in lieu thereof the word *two-thirds*.

Second, By striking out the word "one-fourth" in line twenty-two of the same section, and inserting in lieu thereof the word *one-third*.

Third, By adding to said section the following:

And said corporation shall assume and have all the duties and responsibilities as to said streets, highways, bridges, walks, alleys and lanes, as the town of Hardwick now has, and the said town of Hardwick shall be relieved thereof.

Were severally considered and concurred in.

Senate proposals of amendment to house bill entitled

H. 336. An act authorizing the town of Jamacia to fund its present indebtedness, as follows:

First, By striking out the words "at the option of said town," in lines seven and eight of section two.

Second, By striking out all of said section after the figures "1890" in line thirteen thereof.

Third, By striking out all of section three after the word "contain" in line five thereof, and inserting in lieu thereof the following: *On the face thereof a statement of the purpose for which they are issued, and the authority conferred by this act and the same shall be conclusive evidence of the fact of the liability of said town to any bona fide holder thereof.*

Fourth, By striking out section seven.

Were severally considered and concurred in.

Senate bills of the following titles were severally read the first and second times and referred as follows :

S. 56. An act in amendment of the charter of the city of Burlington and providing for the issue of school bonds.

To the committee on banks.

S. 58. An act to incorporate the Burlington Safe Deposit Company.

To the same committee.

S. 59. An act to provide for the erection of a bronze statue of Major General George J. Stannard over his grave.

To the committee on military affairs.

S. 63. An act regarding state officers' reports.

To the joint committee on state and court expenses.

S. 77. An act to incorporate the Grand Isle County Horse Breeders' Association.

To the committee on corporations.

S. 85. An act to incorporate the village of Hartford.

To the same committee.

S. 90. An act to amend section five of act number one hundred forty-six of the acts of 1886.

To the general committee.

S. 91. An act to incorporate the Alpha Mu Chapter of the Chi Psi Fraternity.

To the committee on corporations.

S. 92. An act to incorporate the Burlington Manufacturing Promotor Company.

To the same committee.

S. 95. An act relating to the assignment of mortgages.

To the judiciary committee.

S. 122. An act to incorporate the Chittenden County Railroad Company.

To the committee on railroads.

S. 134. An act permitting municipal officers to authorize manufacturers to ring bells and use whistles and gongs for the benefit of their workmen.

To the committee on manufactures.

S. 138. An act to incorporate the Rutland English and Classical Institute.

To the committee on education.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, read the third time and passed :

By Mr. Tudhope from the committee on the grand list,

H. 147. An act to legalize the grand list and quadrennial appraisal of the town of Mount Tabor for the year 1890.

By Mr. Williams from the committee on corporations,

H. 377. An act giving rights in addition to rights now held by fire district number one, in town of Rochester, under chapter one hundred thirty-four of the Revised Laws.

On motion of Mr. Thompson of Irasburgh the house adjourned.

FRIDAY, NOVEMBER 14, 1890.

Reading of the scriptures and prayer by the chaplain.

Journal of yesterday read and approved.

On motion of Mr Squier of New Haven, the reference of house bill entitled

H. 299. An act to encourage the development of water powers,

Was recalled from the general committee and the same referred to the judiciary committee.

Mr. Kelton from the joint special committee on temperance, to whom had been referred house bill entitled

H. 291. An act in addition to the acts regulating the sale of intoxicating liquors,

Reported adversely to its passage, and the question being, shall the bill be read the third time ? it was decided in the negative.

Yeas, 34; nays, 161.

The yeas and nays having been demanded by Mr. Clark of Halifax were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Adams,
Beebe,
Bowen,
Briggs,
Brown of Tunbridge,
Brown of Whitingham,
Cannan of Moretown,
Cannon of West Rutland,
Chase,
Childs,
Chipman,
Clark,

Cook,
Covell,
Crossett,
Fisher,
Francis,
Gipson,
Green,
Humphrey,
Kelley,
Proctor of Fair Haven,
Prouty of Franklin,
Rice of Somerset,

Ryan,
Ryther,
Smith of East Haven,
Smith of Royalton,
Smith of Stratton,
Stevens of Bloomfield,
Stowe,
Taylor of Cornwall,
Taylor of Fletcher,
Wood.—34.

Those members who voted in the negative are Messrs.

Abell,
Amsden,
Bailey,
Bartlett,
Bean,
Bemis,
Birchard,
Blake,
Blakely,
Booth,
Boynton of Westfield,
Boynton of Woodstock,
Bradley,
Brookway,
Brown of Sheldon,
Brown of Waterford,
Buffum,
Bugbee,
Burnett,
Byington,
Canfield,
Carpenter of Starksboro,
Cave,
Chavey,
Chamberlin,
Chandler,
Chedel,
Claghorn,
Clogston,
Coe,
Colby,
Conway,
Croft,
Cree,
Cross,
Cummings,
Daniels,
Darling of Chelsea,
Darling of Middlesex,
Davis of Corinth,
Davis of Danville,
Dexter,
Donaldson,
Dunham,
Eastman,
Eldredge,
Enright,
Fay of Jericho,
Fay of Milton,
Field,
Fitts of Cabot,
Fitts of Vershire,
Flint,
Frizzell,

Gardner,
Gilman,
Gleason,
Goodspeed,
Gove,
Gray,
Gulley,
Hallock,
Harlow,
Harvey,
Hastings,
Heath,
Hemenway,
Hibbard,
Hill of Elmore,
Hill of Lunenburg,
Hobson,
Holden,
Horton,
Houghton of Bennington,
Houghton of Stamford,
Houghton of Waterville,
Hubbard,
Huntington,
Hyde,
Jackson,
Janes,
Johnson,
Jones,
Joslyn,
Jubell,
Kellogg,
Kendall,
Kenyon,
Kezer,
Kidder,
Kimball,
Kinerson,
Labaree,
Ladd,
Langdon,
Lawrence,
Livingston,
Mann,
Manning,
Marsh,
Marshall,
Martin,
Merrill,
Miller of Shelburne,
Miller of West Fairlee,
Moloney,
Moore,
Morgan,

Niles,
Nute,
Olmsted,
Orvis,
Parker,
Parkhurst,
Parrin,
Paul,
Peck,
Perry of Barre,
Perry of Newfane,
Phelps,
Phillips,
Pierce,
Pollard,
Powers,
Proctor of Proctor,
Ranney,
Reed,
Rice of Westford,
Robbins,
Robinson,
Rogers,
Sanderson,
Sawyer of Sudbury,
Sayles,
Shepardson,
Sherwin,
Simonds,
Smith of Fairlee,
Smith of Pittsford,
Smith of Topsham,
Squier,
Stearns,
Stebbins,
Tarbell,
Taylor of West Windsor,
Templeton,
Thomas of Monkton,
Thrasher,
Tillotson,
Tomlinson,
Tucker,
Tudhope,
Tyler,
Walbridge,
Walker,
Ware,
Warner,
Waterman,
Wilcox of Bridport,
Wilcox of Granby,
Woodbury.—161.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have passed bills of the following titles :

S. 37. An act in relation to pleading and practice in cases involving the validity of a tax.

S. 39. An act to provide for the payment of the expense of search warrants.

S. 67. An act relating to the exemption of soldiers from a polls tax.

S. 121. An act to amend section 2389 of the Revised Laws, and to protect the rights of married women and minor children.

In the passage of which the concurrence of the house is requested.

The senate have considered house bills of the following titles :

H. 56. An act regulating fishing in Lake Bomoseen in the towns of Hubbardton and Castleton.

H. 106. An act relating to the discharge of personal property mortgages.

H. 154. An act in amendment of and in addition to number 202, acts 1878, entitled an act to incorporate the village of Richford, approved November 21, 1878.

H. 181. An act for the protection of trout and salmon trout in the waters of Peacham Pond in the town of Peacham.

H. 231. An act in amendment to section 2146 of the Revised Laws.

H. 348. An act to legalize the grand list of the town of Wilmington for the year 1888.

And have passed the same in concurrence.

The senate have considered house bills of the following titles :

H. 90. An act to incorporate the Proctor Trust Company.

H. 151. An act to incorporate the Hardwick Aqueduct and Water Supply Company.

And have passed the same in concurrence, with proposals of amendment.

In the adoption of which the concurrence of the house is requested.

Petitions praying for the establishment of a separate agricultural college were severally presented and referred to the committee on education as follows :

By Mr. Martin of Williamstown, that of Frank Martin and eighty-one others, citizens of Williamstown.

By Mr. Livingston of Morristown, that of G. E. Woodward and one hundred and one others, citizens of Morristown.

By Mr. Joslyn of Brownington, that of Elisha Foster and forty-four others, citizens of Brownington.

By Mr. Boynton of Westfield, that of O. F. Sisco and twenty-nine others, citizens of Westfield.

By Mr. Miller of Dummerston, that of A. B. Reed and forty-one others, citizens of Dummerston, also the petition of Evening Star Grange of said town.

Mr. Fisher of Vergennes presented the remonstrance of J. G. Hindes and thirteen others, citizens of Vergennes, against the enactment of a valued-policy law,

Which was referred to the general committee.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their third reading refused :

By Mr. Williams from the committee on corporations,

H. 236. An act to incorporate the West Side Cemetery Association of West Salisbury, Vermont.

H. 237. An act to establish and incorporate the Vermont Mutual Benefit Association.

By Mr. Kinerson from the committee on the grand list,

H. 284. An act relating to the collection of taxes by town treasurers.

By Mr. Robinson from the judiciary committee,

H. 313. An act providing for the selection and drawing of grand and petit jurors in the county court.

By Mr. Harlow from the committee on the grand list,

H. 324. An act entitled an act to exempt widows and unmarried women from certain taxation.

By Mr. Horton from the joint special committee on temperance,

H. 342. An act in amendment of number thirty-five of the acts of 1886, entitled an act in amendment of chapter one hundred and sixty-nine of the Revised Laws relating to the traffic in intoxicating liquors.

By Mr. Williams from the committee on corporations,

H. 359. An act to incorporate the Hartland Jenne District Cemetery Association.

By Mr. Darling from the committee on judiciary,

H. 370. An act to repeal number one hundred twelve of the laws of 1884, authorizing the appointment of special prosecutors of criminal offences.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows :

MR. SPEAKER :

I am directed by the governor to inform the house of representa-

tives that on the 13th day of November he approved and signed bills originating in the house of the following titles, to wit :

H. 38. An act in addition to chapter 192 of the Revised Laws, entitled "frauds."

H. 77. An act in relation to railroad bonds and mortgages.

H. 94. An act to legalize the grand lists and the quadrennial appraisal in the town of Sandgate for the year 1890.

H. 174. An act to legalize the grand list and the quadrennial appraisal of the town of St. Albans for the year 1890.

H. 205. An act to incorporate the St. Albans Board of Trade.

H. 196. An act to amend the charter of the village of Middlebury.

H. 209. An act to legalize the grand list of the town of Northfield for the year 1890.

H. 226. An act to empower the village of Northfield to bring water into said village and issue bonds for that purpose.

H. 234. An act to legalize the quadrennial appraisal of real estate in the town of Newport for the year 1890.

H. 248. An act to change the name of the Monumental Granite Company to the Langdon Granite Company.

H. 273. An act to incorporate the comrades of Whitney Post.

H. 293. An act to legalize the quadrennial appraisal of the town of Granby.

H. 229. An act to pay Frank H. Atherton the sum therein named.

H. 290. An act to incorporate the West Randolph Library Association.

H. 191. An act to incorporate the Locust Ridge Cemetery Association of Brattleboro.

H. 303. An act to legalize the grand lists for the town of Plymouth for the years 1889 and 1890, including the quadrennial appraisal for 1890.

H. 47. An act to legalize the grand list of the town of Sherburne for the years 1889 and 1890, including the quadrennial appraisal of real estate for 1890.

H. 182. An act to incorporate the Lake View Cemetery Association.

H. 70. An act providing for the payment of masters, referees, auditors, commissioners in probate appeals and commissioners to discontinue or establish highways.

The reports of the committee on elections in the Barre election

case were taken up as a special order and the question being, will the house adopt the resolution therein recommended by a majority of said committee, to wit :

Resolved, That James M. Perry, having received a majority of all the legal votes cast for town representative on the fourth ballot, at the last Freeman's meeting in the town of Barre, his title to his seat in the house as such representative is hereby confirmed.

It was decided in the affirmative.

Mr. Peck of Hinesburgh moved that the vote dismissing house bill entitled

H. 384. An act to provide for the representation of Vermont at the World's Columbian Exposition,

Be re-considered.

Mr. Canfield of Ryegate moved that said motion to re-consider be ordered to lie and be made the special order for Wednesday afternoon next at three o'clock, pending which motion, on motion of Mr. Proctor of Fair Haven, the house adjourned.

AFTERNOON.

House bill entitled

H. 384. An act to provide for the representation of Vermont at the World's Columbian Exposition,

Was taken up as unfinished business, and the question being, shall the motion to re-consider the vote dismissing the bill be ordered to lie and be made the special order for Wednesday afternoon next at three o'clock ?

It was decided in the affirmative.

Senate bill entitled

S. 45. An act entitled an act to amend sections 3461, 3470 and 3475 of the Revised Laws relating to reorganization of railroad companies after foreclosure,

Was read the third time and passed in concurrence.

Senate bill entitled

S. 70. An act in amendment of section 1477 of the Revised Laws, relating to exemptions from arrest in actions founded on contracts,

Was taken up as a special order and the third reading thereof ordered for to-morrow morning.

Mr. Miller from the committee on town lines, to whom had been referred house bill entitled

H. 163. An act to annex parts of Harris' Gore to the towns of Plainfield, Marshfield and Groton,

Reported a substitute bill entitled

H. 391. An act to annex Harris' Gore to the towns of Groton and Marshfield.

Which was read the first and second times, and the third reading thereof ordered for to-morrow morning.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, and their third reading ordered for Monday afternoon :

By Mr. Houghton, from the committee on elections,

H. 309. An act relating to the expense of canvassing votes, and limiting the expense provided for by section 258, Revised Laws.

By Mr. Smith, from the joint committee on Game and Fisheries,

H. 369. An act in amendment of section 3895, Revised Laws of Vermont.

Mr. Powers from the committee on education, to whom had been referred house bill entitled

H. 297. An act in amendment of sections 467 and 468 of the Revised Laws, relating to scholarships in normal schools,

Reported in favor of its passage, and the third reading thereof was ordered for to-morrow morning.

Mr. Kimball from the committee on banks, to whom was referred senate bill entitled

S. 48. An act in addition to and in amendment of number forty-one of the acts of 1884, relating to savings banks and trust companies,

Reported in favor of its passage in concurrence, recommending that the house propose to the senate to amend the same by adding to section one the following words: "and in any case where the ordinary business of a savings bank and a national bank is transacted in the same room, or in connecting rooms, no person shall hold the office of director in both such organizations at the same time."

Second, By inserting the following as section two:

"Section 2. It shall be unlawful for any savings bank, savings institution or trust company in this State to have its place of business in the same room, or in connecting rooms, in which the business of any loan or investment company, whether chartered by this or any other State, is conducted."

Third. By re-numbering sections two, three, and four, as sections three, four, and five, respectively.

Which amendments were agreed to and the bill as amended was ordered to be read the third time to-morrow morning.

Senate bills of the following titles were severally read the first and second times and referred as follows :

S. 37. An act in relation to pleading and practice in cases involving the validity of a tax.

To the judiciary committee.

S. 39. An act to provide for the payment of the expense of search warrants.

To the same committee.

S. 67. An act relating to the exemption of soldiers from a poll tax.

To the committee on the grand list.

S. 121. An act to amend section three hundred and eighty-nine of the Revised Laws, and to protect the rights of married women and minor children.

To the judiciary committee.

House bills of the following titles were severally read the third time and passed :

H. 204. An act in amendment of section one of number three of the laws of 1884, relating to the grand list.

H. 265. An act to pay Jerome Dumas the sum therein named.

H. 304. An act to repeal number sixty-nine of the laws of 1886, relating to appearance in divorce cases.

H. 362. An act authorizing the quartermaster-general to allow the Sons of Veterans to use the state tents at their annual encampment.

H. 388. An act to incorporate the Pittsfield and Rochester Telephone Association.

H. 389. An act to incorporate the Vermont Fish and Game League.

H. 390. An act in addition to an act entitled an act to incorporate the Cedar Mountain Slate Company, approved November 10, 1852.

Petitions praying for the passage of H. 129, relating to the establishment of the Vermont State Agricultural and Mechanical College, were severally presented and referred to the committee on education, as follows :

By Mr. Wedgeworth of Alburgh, that of J. S. Gordon and twenty-seven others.

By Mr. Robinson of Barton, that of Nelson Gallup and ninety-seven others, and that of P. S. Hitchcock and twenty-nine others.

By Mr. Brown of Tunbridge, that of J. F. Bennett and twenty-three others.

Mr. Donaldson of Grand Isle presented the petition of S. L. Hedges and forty-eight others, citizens of Grand Isle, praying that no law be enacted impairing the present prohibitory law,

Which was referred to the joint special committee on temperance.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, read the third time and passed :

By Mr. Bullard from the committee on railroads,

H. 109. An act to incorporate the Bristol and Richmond Railroad Company.

By Mr. Moloney from the judiciary committee,

H. 172. An act to legalize the proceedings for the annexation of territory to the village of St. Johnsbury.

By Mr. Byington from the committee on the grand list,

H. 272. An act to legalize the quadrennial appraisal of the real estate in the town of Sheldon for the year 1890.

By Mr. Williams from the committee on corporations,

H. 375. An act to incorporate the Rochester Water System Company.

By Mr. Moloney from the same committee,

H. 378. An act to incorporate the Hancock and Rochester Telephone Association.

Mr. Tucker from the committee on education, to whom had been referred senate bill entitled

S. 74. An act in addition to number 188 of the laws of 1884, entitled an act to incorporate the Brattleboro Graded School District,

Reported in favor of its passage in concurrence, and the same was read the third time and passed in concurrence.

House bill entitled

H. 261. An act relating to roofs and roofing slate,

Was read the third time, and the question being, shall the bill pass? Mr. Smith from the committee on revision of bills moved to commit to a member to amend by striking out in section two, line five, the words "in a sum."

Which was agreed to, and the bill having been amended was passed.

House bill entitled

H. 340. An act for the protection of liverymen,

Was read the third time, and the question being, shall the bill pass? Mr. Smith from the committee on the revision of bills moved to commit to a member to amend as follows:

First, By striking out the word "shall" in section one, line two.

Second, By striking out in section one, line four, the word "make," and inserting in lieu thereof the word *makes*.

Third, By striking out in section one, line nine, the words "shall make," and inserting in lieu thereof the word *makes*.

Fourth, By striking out in section one, line eighteen, the words "and every."

Which were severally agreed to, and the bill was committed to that member to make the amendments, and the question recurring, shall the bill pass? Mr. Thompson of Irasburgh moved to further amend the bill in section one, line eighteen, by striking out the words "of distance," and the bill was committed to that member to make the amendment; and the question recurring, shall the bill pass? Mr. Sherwin of Jamaica moved to commit to a member to amend as follows:

First, by inserting in section one, line two, after the word "team," the word *knowingly*.

Second, By inserting in section one, line seven, after the words "team or," the word *knowingly*.

Which were agreed to, and the bill was committed to that member to make the amendments; and the bill, as amended, was passed.

House bill entitled

H. 355. An act requiring fire escapes to be placed in the sleeping rooms of all hotels in the State,

Was read the third time, and the question being, shall the bill pass? Mr. Smith from the committee on the revision of bills moved to commit to a member to amend as follows:

First, by striking out in section one, line eleven, the words "of it."

Second, By striking out in section one, line thirty-five, the word "such."

Third, by striking out in section two, lines nine and ten, the words "and every."

Fourth, By striking out in section two, line twenty-two, the words "and every."

Fifth, By striking out in section two, lines twenty-two, twenty-three and twenty-four the words "by a civil suit brought in the

name of the people in any court of the State," and inserting in lieu thereof the words *in the name of the town in which such hotel is located*.

Sixth, By striking out in section two, line twenty-five, the words "every such person," and inserting in lieu thereof the words *the persons*.

Seventh, By striking out in section two, line twenty-eight, the words "and every."

Eighth, By inserting in section two, line thirty-eight, after the word "present," the words *a complaint*.

Ninth, By striking out in section three, line two, the word "is" and inserting in lieu thereof the words *shall be deemed*.

Tenth, By striking out in section three, line three, the words "is punishable," and inserting in lieu thereof the words *shall be punished*.

Eleventh, By striking out in section three, line four, the words "a prison of the State," and inserting in lieu thereof the words *the State Prison*.

Which were agreed to, and the bill was committed to that member to make the amendments, and the question recurring, shall the bill pass? Mr. Smith of Royalton, moved that the bill be committed to a member to amend by striking out all of section five, which was agreed to, and the bill was committed to that member to make the amendment, and the bill as amended was passed.

House bill entitled

II. 385. An act to extend the time for making the quadrennial appraisal in towns of more than eight thousand inhabitants,

Was read the third time and the question being, shall the bill pass? Mr. Abell from the committee on revision of bills, moved to commit to a member to amend in section two, line seven, by striking out the words "this list," and inserting in lieu thereof the words *the lists in said towns*.

Which was agreed to, and the bill was committed to that member to make the amendment, and the bill as amended was passed.

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have considered a house bill entitled

H. 386. An authorizing the removal of obstructions from the bed of White river and its tributaries,

And have passed the same in concurrence with proposals of amendment.

In the adoption of which the concurrence of the house is requested.

Senate proposals of amendment to house bill entitled

H. 90. An act to incorporate the Proctor Trust Company, as follows:

First, By striking out the words "three hundred and seventy-five," in line sixteen of section three, and inserting in lieu thereof the words *one thousand*;

Second, By striking out lines eleven, twelve, and thirteen, of section six, and inserting in lieu thereof the words *provided that the whole amount of such capital stock shall be paid in within two years from the date of the organization of the corporation*;

Third, By striking out the words "five hundred" in the fifth line of section seven, and inserting in lieu thereof the words *one thousand*;

Fourth, By striking out the words "and also in such real estate or personal security as they shall deem proper," in lines four and five of section fifteen;

Fifth, By striking out the word "tenth" in the third line of of section sixteen, and inserting in lieu thereof the word *twentieth*;

Sixth, By adding to said section sixteen the following:

And no loan or discount of such commercial or business paper of any individual, firm, or corporation, shall exceed the sum of ten thousand dollars, nor shall any loan be made by such corporation upon a pledge of its own stock;

Were considered and concurred in.

Senate proposal of amendment to house bill entitled

H. 151. An act to incorporate the Hardwick Aqueduct and Water Supply Company.

By striking out all of section five after the word "costs" in the twentieth line thereof, and inserting in lieu thereof the following: *But said corporation shall not enter upon such lands, not acquired by purchase, for the purpose aforesaid, until tender or payment of the damages so assessed;*

Was considered and concurred in.

Senate proposals of amendment to house bill entitled

H. 249. An act authorizing the removal of obstructions from the bed of White river and its tributaries.

As follows:

First, By striking out section two, and inserting in lieu thereof the following:

SEC. 2. Injuries or damages occasioned by said Fall Mountain Paper Co., or its successors, to land or property by reason of said

improvements, shall be paid by said Fall Mountain Paper Co., or its successors, to the person or persons sustaining the damages. If the parties concerned cannot agree upon the amount of damages to be paid, said corporation shall prefer a petition to the Judge of the Probate Court in the Probate District in which said property is situated, who shall appoint three commissioners, who shall be persons not interested in the matters to be determined by them, to determine the damages which the owner or owners of the land or real estate so entered upon by the said corporation, will sustain by reason of the making of said improvements; and upon the payment of such damages together with the costs and charges attending the appraisement, by said corporation or upon said corporation depositing in the National White River Bank, or in any other national bank in good standing in Windsor county, Vermont, the amount of such damages, together with the costs and charges aforesaid, to the credit of the person or persons to whom the commissioners may have awarded them, the proper officers of said banks giving notice to such person or persons by letter of such deposit being made by such corporation, then the said corporation shall have the right to make the improvements for which said damages shall have been so awarded. If any damages shall accrue to any riparian owner on said streams by using said river or its tributaries aforesaid, for the purpose of running logs, ties, wood, timber or other lumber thereon by said corporation or any other party, and the parties concerned cannot agree upon the amount of such damages, the person or persons sustaining the damages may prefer a petition to the Judge of the Probate Court in the Probate District in which such injury accrues, setting forth the injury, and praying for the appointment of three disinterested commissioners, to ascertain and determine such damages, and said Probate Court shall so appoint, and said commissioners shall give reasonable notice to all parties interested, and shall proceed to hear the respective parties and determine the amount of damages so sustained, and their decision in the matter shall be final and conclusive upon all the parties; which awards shall be in writing, and be paid by the party doing such damage;

Second, By inserting after the word "improvements," in the seventeenth line of section three, the words *and paying the damages first above mentioned*;

Were considered and concurred in.

Mr. Dustin of Craftsbury offered the following resolution:

Resolved, That when the house adjourns it be until Monday afternoon next at two o'clock and five minutes,

Which was read and adopted, yeas 94; nays 66.

The yeas and nays having been demanded by Mr. Proctor of Fair Haven, were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Aiken.	Field.	Olmsted,
Bemis.	Fisher.	Parker.
Blakely.	Francis.	Parkhurst.
Booth.	Frizzell.	Parlin.
Briggs.	Gleason.	Phillips.
Brockway.	Gove.	Pollard.
Brown of Waterford.	Green.	Robbins.
Brown of Whitingham.	Gulley.	Rooney.
Bucklin.	Hallock.	Sawyer of Sudbury.
Buffum.	Harlow.	Sherwin.
Bugbee.	Hastings.	Smith of East Haven.
Byington.	Hibbard.	Smith of Fairlee.
Canfield.	Horton.	Smith of Pittsford.
Cannan of Moretown.	Humphrey.	Smith of Royalton.
Cannon of West Rutland.	Hyde.	Smith of Stratton.
Chedel.	Jackson.	Squier.
Childs.	Johnson.	Stearns.
Claghorn.	Jubell.	Stebbins.
Clark.	Kelley.	Stevens of Bloomfield.
Clogston.	Kellogg.	Stevens of Maldstone.
Coe.	Kendall.	Taylor of West Windsor.
Croft.	Kezer.	Thomas of Hubbardton.
Cross.	Kidder.	Thompson.
Daniels.	Kimball.	Tomlinson.
Darling of Middlesex.	Kinerson.	Tudhope.
Donaldson.	Ladd.	Warner.
Dunham.	Langdon.	Waterman.
Dustin.	Mann.	Wedgeworth.
Eastman.	Manning.	Wells.
Enright.	Miller of Dummerston.	Wilcox of Granby.—91.
Fay of Jericho.	Moloney.	
Fay of Milton.	Montgomery.	

Those members who voted in the negative are :

Abell.	Hill of Lunenburg.	Phelps.
Bailey.	Holden.	Pierce.
Beebe.	Houghton of Bennington.	Powers.
Birchard.	Houghton of Stamford.	Proctor of Fair Haven.
Bowen.	Houghton of Waterville.	Proctor of Proctor.
Brown of Tunbridge.	James.	Prouty of Franklin.
Chamberlin.	Jones.	Reed.
Chandler.	Joslyn.	Rice of Somerset.
Chase.	Kenyon.	Ryther.
Chipman.	Livingston.	Sayles.
Darling of Chelsea.	Macoy.	Shepardson.
Davis of Corinth.	Marsh.	Spaulding.
Davis of Danville.	Marshall.	Tarbell.
Eldredge.	Martin.	Taylor of Fletcher.
Fitts of Cabot.	Merrill.	Templeton.
Fitts of Vershire.	Miller of Shelburne.	Tillotson.
Flint.	Miller of West Fairlee.	Walbridge.
Gardner.	Moore.	Walker.
Goodspeed.	Morgan.	Ware.
Griffith.	Niles.	Williams.
Harvey.	Peck.	Wood.
Hill of Elmore.	Perry of Barre.	Woodbury.—66.

Mr. Amsden from the committee on banks, to whom had been referred senate bill entitled

S. 32. An act to incorporate the Capital Savings Bank and Trust Company of Montpelier, Vt.,

Reported in favor of its passage in concurrence, recommending that the house propose to the senate to amend the bill by striking out all after the enacting clause and inserting in lieu thereof the following :

SECTION 1. Albert Johonnott, H. N. Taplin, George W. Scott, Charles W. Porter, T. J. Deavitt, John H. Senter, M. E. Smilie, H. W. Kemp, J. Edward Wright, Ira S. Dwinell, George F. Sibley, Horace Fifield, Frank N. Smith, George E. Taplin, F.

W. Morse, W. H. Gilchrist, Benjamin B. Chase, J. P. Cleveland, O. L. Watson, Charles K. Canfield, W. G. Nye, George G. Nye, A. P. Johonnott, B. F. Clark, Irvin S. Chase, O. C. Clement, Collins Blakely, John V. Brooks, F. A. Sherburne, Joel Foster, George L. Blanchard, Fred Blanchard, Charles H. Shipman, J. A. Locklin, Charles F. Buswell, Charles E. Chandler, George W. Wilder, William E. Adams, Frank E. Barnes, Chauncey N. Hunt, Walton Blakely, John W. Dillon, S. L. Howe, Medad Wright, H. Roger Bixby, George W. Cate, Carroll P. Pitkin, Charles T. A. Humphrey, D. W. Cummings, Crosby I. Hewitt, Elisha I. Hewitt, John G. James, Charles C. Page, George L. Page, William S. Orr, S. F. Cummings, S. H. O. Bosworth, Edward D. Hyde, Levi H. Bixby, T. C. Barrows, E. E. Blakely, A. J. Sibley, Alexander Cochran, and other subscribers for stock, their associates, successors and assigns be, and they are hereby incorporated and made a body corporate by the name of the Capital Savings Bank and Trust Company, and by that name may sue and be sued, have a common seal, and the same alter at pleasure; may purchase and hold real and personal estate for their own use, and such real and personal estate as may be received in the collection of debts, and may sell and convey the same; and shall have and enjoy all the privileges incident to corporations; and said corporation shall be located in the town of Montpelier.

SEC. 2. The capital stock of said corporation shall be one hundred thousand dollars, with the power to increase the same to an amount not exceeding three hundred thousand dollars, which shall be divided into shares of one hundred dollars each.

SEC. 3. In addition to the general powers and privileges of a corporation, said Capital Savings Bank and Trust Company shall have power

First, To receive moneys on deposit or in trust, at such rate of interest or on such terms as may be agreed upon, the rate of interest to be allowed for deposits not exceeding the legal rate.

Second, To accept and execute all such trusts of every description, not inconsistent with the laws of this State, as may be committed to them by any person or persons whomsoever, or by any corporation, or by order of any Probate Court, or other court of record of this State.

Third, To take and accept by grant, assignment, transfer, devise, or bequest, and hold any real or personal estate, or trusts created in accordance with the laws of this State, and execute such trusts on such terms as may be declared, established, or agreed upon.

Fourth, To act as agent for the purpose of issuing, registering, or countersigning the certificates of stock, or other evidences of debt of any corporation, association, municipality, State, or public authority, and for collection of interest or dividends on the same, on such terms as may be agreed upon. The said corporation shall

not be allowed to receive deposits to an amount exceeding ten times the aggregate of its paid up capital and surplus.

Fifth, To accept from, and execute trusts for, married women in respect to their separate property, whether real or personal, and act as agent for them in the management of such property.

Sixth, To accept deposits where public officers or municipal or private corporations are authorized or required by law to deposit moneys in bank ; and such deposits may be made by such officers or corporations with the said Capital Savings Bank and Trust Company.

SEC. 4. No bond or other collateral security shall be required from the said corporation when appointed guardian, receiver, or depository, but all investments of such character shall be at the sole risk of the said corporation ; and for all losses of such moneys, or of any moneys or securities received by said corporation on deposit or in trust, the capital stock, property and effects of the said corporation shall be absolutely liable (the act of God or the public enemies excepted) ; and in case of the dissolution of the said corporation, by act of law or otherwise, the debts due from said corporation as guardian, receiver, or depository of moneys in court, and for deposits in favor of minors, insane persons, or married women in their own right, shall have a preference.

SEC. 5. All the business of said corporation shall be managed by seven trustees, a majority of whom shall be a quorum for the transaction of business, who shall be stockholders in said corporation, each to the amount at least of one thousand dollars, and inhabitants of this State, and who shall be elected annually, at such time as the by-laws of such corporation shall provide, and shall hold thier offices for one year from the time of their election and until their successors are chosen and qualified. Notice of such election shall be given by publication in a newspaper-printed in the town of Montpelier, for four weeks next previous to such election, and all such elections shall be made by ballot (every stockholder being entitled to one vote for trustees for every share of the capital stock standing in his name on the books of the corporation) by the stockholders of said corporation, who shall be present in person or by proxy, and the seven persons who shall receive the greatest number of votes at such election shall be trustees ; and if any two or more persons shall receive an equal number of votes, so that more than seven persons shall, by a plurality of votes, appear to be elected, the stockholders shall proceed to ballot a second time, and by a plurality of votes determine which of said persons so having an equal number of votes shall be trustees ; and in case any vacancy shall happen by death, resignation, or otherwise, the vacancy shall be filled from among the stockholders by a majority of the remaining trustees. After their election, the trustees shall elect from among their number a president and vice-president, and such other officers as they shall deem necessary. The said trustees shall be liable to the creditors and stockholders of said corporation

for any loss which may be sustained in consequence of any unfaithfulness or remissness in the discharge of their official duties imposed by this act, and any number of such trustees may be sued in the same action by any claimant under these provisions.

SEC. 6. The commissioners hereinafter mentioned shall, upon the whole amount of stock being subscribed for, or as soon after as they shall think proper, not exceeding sixty days, call a meeting of the stockholders of said corporation, at such place in Montpelier as they shall think proper, by publishing a notice thereof, signed by three or more of them, in one or more newspapers printed in the county of Washington, three weeks successively, previous to such meeting, for the purpose of electing seven trustees of said corporation; and said commissioners shall deliver to said trustees of said corporation when elected, and within ten days after they shall enter upon the duties of their office, a list of all the names of persons entitled to shares in said corporation, and the number of shares to which each is entitled, and the sum by each deposited with them, also the moneys received by them on deposit on said shares; which list said trustees shall cause to be recorded in the books of said corporation, and thereupon issue certificates to such subscribers for their stock.

SEC. 7. The shares of such corporation shall be transferred only in such manner and under such regulations as shall be prescribed by the by-laws thereof: provided, no transfer shall be valid until recorded by the cashier or treasurer, or, in his absence, by one of the trustees, in a book for that purpose, nor until the person making the same shall have previously discharged all debts and liabilities due from him to said corporation.

SEC. 8. The trustees of such corporation may make such by-laws and regulations as they may deem necessary and proper, and not inconsistent with this act or the laws of this State.

SEC. 9. The said corporation shall be allowed as compensation for the care of trust property, the investment and collection of the same, and for other services rendered in the execution of such trust, such sum as shall be agreed upon; and, in the absence of any agreement, such compensation as is fixed by the by-laws or regulations of said corporation in force at the time such trust is created.

SEC. 10. The trustees and other officers of said corporation may, at their discretion, pay to any minor or married woman such sums as may have been deposited by and be due to him or her, the same as if such minor were of age and such married woman unmarried; and the check, receipt, or acquittance of such minor or married woman shall be a full discharge for the amount for which it is given.

SEC. 11. The trustees shall have a discretionary power of investing the moneys received by them on deposit or in trust in any

of the methods permitted by law to savings banks and trust companies: provided, that when a special direction or agreement is given or made by or with those making deposits, or leaving trust property with said corporation, as to the mode of investment thereof, the same shall be strictly followed in conformity with law.

SEC. 12. No trustee, officer, or employee of said corporation shall be, at any one time, directly or indirectly, indebted thereto for more than five per cent. of its capital paid in; and for any violation of this section, any director or officer consenting thereto shall be liable to the corporation for the whole amount of such unauthorized indebtedness.

SEC. 13. This act shall not be construed to confer on said corporation any right or power to make any contract or to accept or execute any trust whatever which it would not be lawful for any individual under the general rules of law which are, or shall be, in force, to make, accept or execute.

SEC. 14. If, at any time, the capital stock paid into said corporation shall be impaired by losses or otherwise, the trustees shall forthwith repair the same by assessments upon the stockholders; and no dividends shall be made or declared upon the capital stock of said corporation until the same are actually earned and realized over and above all losses and expenses.

SEC. 15. Any president, trustee, or other officer of said corporation, who shall misapply or divert the moneys, funds, or other trust property confided to and accepted by said corporation, from the purposes and objects prescribed by this act, or who shall participate in such misapplication or diversion, shall, on conviction thereof, be punished by imprisonment in the State prison not exceeding five years and be fined not exceeding one thousand dollars, or either of said punishments in the discretion of the court.

SEC. 16. H. N. Taplin, Charles W. Porter, T. J. Deavitt, Alex Cochran, E. E. Blakely and A. J. Sibley are appointed commissioners for receiving subscriptions for shares in the capital stock of said corporation, and they shall open books for that purpose at the town of Montpelier, within two years after the passage of this act, notice of which opening shall be published in two newspapers published in the said town of Montpelier three weeks in succession, the last of which shall not be more than two weeks previous to the day fixed for such opening, which notice shall be signed by at least a majority of said commissioners. Said commissioners shall be sworn to a faithful discharge of their duty, and such books shall continue open from ten o'clock A. M. till four o'clock P. M. each day, Sundays excepted, for the space of five days, and thereafter until one thousand shares shall be subscribed for; and the subscribers shall, at the time of subscribing, deposit with the commissioners ten dollars on each share by them subscribed for. The commissioners, in case more than the whole amount of capital stock is subscribed for, shall allot and distribute the same among the sub-

scribers, by deducting the excess from those subscribing the greatest number of shares, thus making subscriptions equal so far as may be without dividing shares, in such manner as they may deem most for the interest of all concerned; and if there shall be any increase of the capital stock of said corporation as herein provided, the said increase shall be divided among the then stockholders, *pro rata*, if they will accept the same; and in case the whole of such increase is not then distributed, the surplus may be divided among the then stockholders of said corporation, who will receive and pay for the same, in proportion to the amount of stock held by them or in such other manner as the board of trustees shall determine.

SEC. 17. The corporation shall not commence business, further than to organize, until at least twenty-five per cent. of the whole capital stock shall have been paid into said corporation. After the shares shall have been distributed and allotted, each stockholder shall pay the whole amount remaining due on the shares held by him, at such time or times as the trustees shall appoint, of which at least ten days notice shall be given to each subscriber by mail, and by publishing the same in some newspaper printed in Montpelier; and the shares of each stockholder omitting to make such payment shall be forfeited, together with all previous payments made thereon: provided, that there shall be at least fifteen thousand dollars of the capital stock paid in yearly until the whole one hundred thousand dollars shall have been paid in.

SEC. 18. This corporation shall be subject to the provisions of law applicable to savings banks and trust companies, contained in chapter 161 of the Revised Laws of Vermont, and number forty-one of the laws of 1884, and to all general laws which may hereafter be enacted in relation to savings banks and trust companies, and shall also be subject to the power of the legislature at any time hereafter to repeal, alter, or modify this act or any of its provisions.

SEC. 19. This act shall take effect from its passage.

Which proposal of amendment was agreed to, and the bill as amended was read the third time and passed in concurrence with proposal of amendment.

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER:

I am directed to request the house to return to the possession of the senate house bill entitled

H. 56. An act regulating fishing in Lake Bomoseen in the towns of Hubbardton and Castleton.

House bill entitled

H. 387. An act relating to the support of insane persons,

Was read the third time and the question being, shall the bill pass? Mr. Abell from the committee on revision of bills, moved to

commit to a member to amend in section one, line four, by striking out the word "their."

Second, By striking out in section two, line four, the word "any" and inserting in lieu thereof the word *a*.

Third, By striking out in section three, line five, the word "any" and inserting in lieu thereof the word *a*.

Which was agreed to and the bill was committed to that member to make the amendment, and the bill as amended was passed.

Mr. Byington from the committee on the grand list, to whom had been referred house bill entitled

H. 354. An act to equalize taxation,

Reported in favor of its passage and pending the question, shall the bill be read the third time? on motion of Mr. Thompson of Irasburgh, the same was ordered to lie and be made the special order for Tuesday afternoon next, at two o'clock and thirty minutes.

Mr. Pollard from the committee on banks, to whom had been referred house bill entitled

H. 200. An act to incorporate the Orleans Savings Company,

Reported in favor of its passage when amended as follows :

First, By striking out in section one, line four, the word "Savings," and inserting in lieu thereof the word *Trust*.

Second, By striking out in section thirteen all the words after the word "parties" in line six.

Which were agreed to and the bill as amended was read the third time and passed.

Mr. Pollard moved to amend the title of the bill by striking out the word "Savings" and inserting in lieu thereof the word "Trust," which was agreed to.

Mr. Croft from the committee on the grand list, to whom had been referred house bill entitled

H. 21. An act relating to the taxation of deposits in savings banks, savings institutions and trust companies,

Reported for a majority of said committee in favor of its passage when amended as follows :

By striking out the words "three hundred" wherever they occur in the bill and inserting in lieu thereof the words *one thousand*.

And the question being will the house agree to the amendment proposed by the committee? Mr. Cross of Montpelier, moved that the bill with pending amendment be ordered to lie and be made the special order for Wednesday afternoon next at two o'clock and thirty minutes, and the clerk be directed to procure the printing of the usual number of copies of the majority and minority reports of said

committee for the use of the general assembly, pending which motion, on motion of Mr. Clark of Halifax, the house adjourned.

MONDAY, NOVEMBER 17, 1890.

Reading of scriptures and prayer by the chaplain.

On motion of Mr. Burbank of Cavendish the reading of the journal of Friday was dispensed with.

House bill entitled

H. 21. An act relating to the taxation of deposits in savings banks, savings institutions and trust companies,

Was taken up as unfinished business, and the question being, shall the bill be ordered to lie and be made the special order for Wednesday afternoon next at two o'clock and thirty minutes, and the clerk be directed to procure the printing of the usual number of copies of the majority and minority reports? it was decided in the affirmative.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have passed bills of the following titles :

S. 38. An act exempting certain mortgage indebtedness from taxation.

S. 96. An act relating to the discharge of mortgages.

S. 105. An act to incorporate the Hartford Water Company.

S. 135. An act to incorporate the village of White River Junction.

S. 137. An act to enable the town of Montgomery to issue its bonds for the purpose of refunding its present indebtedness.

In the passage of which the concurrence of the house is requested.

The senate have considered house bills of the following titles :

H. 195. An act to legalize the grand list, quadrennial appraisal and taxes of the town of Wolcott, for the year 1890.

H. 251. An act authorizing school district number eight, in Barre, to issue bonds for certain purposes herein named.

H. 338. An act amending the act of incorporation of the village of Waterbury.

And have passed the same in concurrence.

The senate have considered house bills of the following titles :

H. 192. An act in amendment of and in addition to section 2945 of the Revised Laws, relating to highways.

H. 198. An act to incorporate Saint John the Baptist Benevolent Society.

And have passed the same in concurrence with proposals of amendment, in the adoption of which the concurrence of the house is requested.

The senate have considered a house bill entitled

H. 221. An act to amend section one of number thirteen of the acts of 1888, relating to savings banks and trust companies.

And have refused the same a third reading.

The governor has informed the senate that he has approved and signed bills originating in the senate, of the following titles :

S. 9. An act ratifying the organizations of the Upper Coös Railroad and Coös Valley Railroad Company, and authorizing the leasing and mortgaging of their properties.

S. 11. An act to increase the penalty for the adulteration of maple sugar, maple syrup and bees' honey.

S. 35. An act to prevent deception in the sale of dairy products, and to preserve the public health.

S. 43. An act to amend section 1324 of the Revised Laws, relating to forcible entry and detainer.

S. 46. An act in addition to number 134 of the laws of 1864, incorporating the Bennington and Glastenbury Railroad, Mining and Manufacturing company.

S. 60. An act granting a ferry to Allen L. Hale.

S. 66. An act to incorporate the Vermont Society of Sons of the American Revolution.

S. 78. An act to amend sections 273 and 274, Revised Laws, in regard to exempting manufacturing property.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their third reading refused :

By Mr. Smith from the committee on ways and means,

H. 233. An act in amendment of number one of the acts of 1882, providing a revenue for the payment of State expenses.

By Mr. Tyler from the general committee.

H. 292. An act in addition to chapter one hundred fifty-three of Revised Laws relating to private corporations by voluntary association.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, and their third reading ordered for to-morrow morning :

By Mr. Labaree from the committee on State prison,

H. 98. An act to provide for payment for Roman Catholic services at the State prison.

By Mr. Bullard from the judiciary committee,

H. 242. An act in amendment of section 2230 of the Revised Laws, relating to the distribution of estates of deceased persons.

By Mr. Squier from the general committee,

H. 319. An act to encourage the erection of new hotels in towns and villages in this State.

By Mr. Williams from the committee on corporations,

H. 361. An act enabling certain towns to procure street lights.

By Mr. Smith from the joint committee on game and fisheries,

H. 365. An act to amend number seventy-eight of the laws of 1882, relating to cruelty to animals.

By Mr. Williams from the committee on corporations,

H. 380. An act empowering certain towns to appropriate money for the construction and maintenance of sidewalks.

Mr. Proctor of Fair Haven introduced the following resolution :

Resolved, That the reading of the journal be omitted during the remainder of the session.

Which was read and adopted.

Senate bills of the following titles were severally read the first and second times, and referred as follows :

S. 38. An act exempting certain mortgage indebtedness from taxation.

To the committee on the grand list.

S. 96. An act relating to the discharge of mortgages.

To the judiciary committee.

S. 105. An act to incorporate the Hartford water company.

To the committee on corporations.

S. 135. An act to incorporate the village of White River Junction.

To the same committee.

S. 137. An act to enable the town of Montgomery to issue its bonds for the purpose of refunding its present indebtedness.

To the same committee.

Mr. Abell from the judiciary committee, to whom had been referred senate bill entitled

S. 68. An act to regulate and provide for the appointment of judges of city and municipal courts,

Reported in favor of its passage in concurrence, and pending the question, shall the bill be read the third time ?

On motion of Mr. Bullard of Underhill, the same was ordered to lie and be made the special order for to-morrow afternoon at two o'clock and thirty minutes.

Senate bill entitled

S. 48. An act in addition and in amendment of forty-one of the acts of 1884, relating to savings banks and trust companies,

Was read the third time, and pending the question, shall the bill pass in concurrence ?

On motion of Mr. Clark of Halifax, the same was ordered to lie and be printed.

Mr. Smith from the joint committee on game and fisheries, to whom had been referred senate bill entitled

S. 34. An act relating to set-line fishing.

Reported favorably to its passage in concurrence, and the third reading thereof was ordered for to-morrow morning.

Mr. Williams from the committee on corporations, reported a bill entitled

H. 392. An act to amend an act to incorporate the village of Montpelier,

Which was read the first and second times, and the third reading thereof was ordered for to-morrow morning.

Mr. Smith from the joint committee on game and fisheries, to whom had been referred house bill entitled

H. 211. An act to amend section four No. 117 of the laws of 1882, relating to game and fisheries,

Reported adversely to its passage, and pending the question, shall the bill be read the third time ?

On motion of Mr. Moloney of Rutland the same was ordered to lie.

Mr. Brown from the committee on education to whom had been referred senate bill entitled

S. 138. An act to incorporate the Rutland English and Classical Institute,

Reported in favor of its passage in concurrence.

And the bill was read the third time and passed in concurrence.

Mr. Smith from the committee on claims, to whom had been referred house bill entitled

H. 298. An act to pay Abner H. Bonett the sum therein named,

Reported in favor of its passage when amended in section one, line five, by filling the blank before the word "dollars" with the words *sixty-one and eighty-five one hundredths*.

Which amendment was agreed to and the third reading of the bill, as amended, was ordered for to-morrow morning.

Mr. Enright of Windsor moved that house bill entitled

H. 56. An act regulating fishing in Lake Bomoseen in the towns of Hubbardton and Castleton,

Be returned to the possession of the senate agreeably to their request.

Which was agreed to.

Senate proposals of amendment to house bill entitled

H. 192. An act in amendment of and in addition to section 2945 of the Revised Laws, relating to highways,

As follows :

First, By striking out the words "a prior petition" in line eight, section one, and inserting in lieu thereof the words *two prior petitions* ;

Second, By striking out the word "report" in the twelfth line of said section, and inserting in lieu thereof the words *reports in each case* ;

Were severally considered and concurred in.

Senate proposal of amendment to house bill entitled

H. 198. An act to incorporate Saint John the Baptist Benevolent Society,

By inserting in line twelve, section two, after the word "estate" the words *not to exceed the amount of twenty-five thousand dollars*,

Was considered and concurred in.

Mr. Robbins of Derby moved that the senate be requested to return to the possession of the house a house bill entitled

H. 381. An act relating to text-books in addition to chapter ten, of number nine, laws of 1888, relating to public instruction,

Which was agreed to.

Mr. Abell from the judiciary committee, to whom had been referred house bill entitled

H. 363. An act amending section 839 of the Revised Laws, relating to justices of the peace,

Reported in favor of its passage when amended in section one, line eleven, by inserting after the word "action" the words *or who becomes disqualified by law*.

Which amendment was agreed to and the third reading of the bill, as amended, was ordered for to-morrow morning.

Mr. Smith from the same committee, to whom had been referred house bill entitled

H. 278. An act relating to amendment of process and pleading,

Reported in favor of its passage when amended by striking out all of section one and inserting in lieu thereof the following :

SECTION 1. *The power of a court to amend civil process or pleading shall extend to the striking out of the name of a party improperly joined as plaintiff, on such terms as the court shall deem just.*

Which amendment was agreed to and the third reading of the bill, as amended, was ordered for to-morrow morning.

Mr. Moloney of Rutland moved that the senate be requested to return to the possession of the house a senate bill entitled

S. 19. An act declaring the legislative assent of the State of Vermont to the purpose of the grants made by an act of Congress, approved August 30, 1890,

Which was agreed to.

On motion of Mr. Robinson of Barton the house adjourned.

TUESDAY, NOVEMBER 18, 1890.

Reading of the scriptures and prayer by the chaplain.

Mr. Smith from the committee on ways and means reported the following bill entitled

H. 393. An act to provide a revenue for the payment of State expenses.

It is hereby enacted by the General Assembly of the State of Vermont :

SECTION 1. There shall be assessed a State tax for the payment of State expenses upon the property, business, or corporate franchises of this State, of railroad, insurance, guaranty, express, telegraph, telephone, steam-boat, car and transportation companies, sleeping-car companies, savings banks, savings institutions and trust companies, mortgage, loan or investment companies, and other corporations and persons, associations, societies or firms as provided in this act, and shall be payable in money to the State treasurer for the use of the State.

COMMISSIONER OF STATE TAXES.

SEC. 2. The governor, during the present session of the legislature and biennially thereafter, shall appoint, with the advice and consent of the senate, a commissioner of State taxes, whose term of office shall commence on the first day of December next succeeding his appointment, and continue until his successor is appointed, and he shall be sworn to the faithful performance of his duties. Vacancies in such office shall be filled by the governor. The commissioner of State taxes shall report biennially to the general assembly, and his report shall be printed with the Vermont State officers' reports. Such commissioner shall receive from the State treasurer an annual salary of eight hundred dollars and his necessary expenses incurred in the discharge of his duties, and may appoint a clerk, if the business of the office demands it, whose salary shall not exceed \$300 annually.

RETURNS.

SEC. 3. The commissioner of State taxes shall send by mail, or otherwise furnish to the proper officer of each corporation, company, person or persons required by this act to pay a tax to the State, upon request of such officer, person or persons, (and, if he shall deem it necessary, to such agents in this State of foreign insurance companies as do not make returns to other agents in this State) blanks in triplicate, so formulated as to require a statement of all the facts necessary to determine the amount of each annual or semi-annual tax required to be paid.

SEC. 4. A corporation, company, person or persons, required by this act to pay a tax to the State, (and, if required, the agents of foreign insurance companies) shall cause such blanks to be filled out with full answers to all interrogatories therein contained, and shall cause the same to be returned as hereinafter provided. Such blanks so filled out shall be signed and sworn to by the cashier, chief financial or other proper officer of the corporation, or company, or if made by an individual or firm, then the oath shall be by the person or persons making the return.

SEC. 5. Blanks filled out and sworn to as provided in the preceding section shall be returned at the expense of the party return-

ing the same, one copy to the commissioner of State taxes, one copy to the State treasurer, and one copy shall be retained by the corporation, company, person or persons making such returns. Such returns shall be made annually on or before the fifteenth day of September, for the year terminating with the last day of June next preceding, or semi-annually on or before the fifteenth day of March and the fifteenth day of September, for the semi-annual period terminating with the last day of June, or December next preceding, respectively.

PAYMENT OF TAXES.

SEC. 6. Within thirty days of making the returns the corporation, company, person or persons making the same, [except agents of foreign insurance companies, should they be required to make returns] shall forward to the State treasurer the amount of annual or semi-annual tax for the period covered by such returns.

PENALTIES.

SEC. 7. A corporation, company, person or persons whose duty it is to make returns to the commissioner of State taxes, and who fails to do so within the time required by this act, unless otherwise provided, shall forfeit to the State one hundred dollars for each day's neglect to make such returns.

SEC. 8. A corporation, company, person or persons, failing to pay the amount of the annual or semi-annual tax within the time required by this act (unless otherwise provided), shall forfeit to the State the amount of one hundred dollars for each day's neglect to pay the same, after the expiration of the time limited by law.

SEC. 9. If a foreign insurance, loan, mortgage or investment company or an agent of a foreign insurance, loan, mortgage or investment company fails to make returns, as required by this act; or if a foreign insurance, loan, mortgage, or investment company fails to pay a tax, as required by this act, the commissioner of State taxes shall notify the insurance commissioners, or inspector of finance of this State, and such commissioners, or inspector of finance, shall thereupon revoke the license of such company and its agents to do business in this State. Notice and publication of such revocation shall be made two weeks successively in some newspaper published in Montpelier.

SEC. 10. Taxes and penalties imposed by this act shall be recovered with costs in an action of debt in the name of the State, and may be returnable in the county court in any county of the State. The commissioner of State taxes shall cause such suits to be instituted within sixty days after default in making return, or in paying a tax. The amount of taxes assessed and penalties accrued up to the time of trial, may be recovered in such suit; but when the commissioner of State taxes is satisfied that default was owing to a failure of receiving blanks, or other reasonable cause.

he may remit the penalties accrued, or extend the time for making return or paying a tax, not exceeding thirty days.

RAILROADS.

SEC. 11. Every corporation, company, person or persons owning or operating a railroad in this State, shall make returns to the commissioner of State taxes, of the amount of the entire gross and net earnings of such corporation, company, person or persons, and if any portion of such railroad is without this State, such statement shall give the amount of the gross and net earnings per mile of such road. Such statement shall also give the length of the entire main line of road, the number of miles thereof in this State, the kind and weight of rail used on its main line, the kind and number of ties per mile, the kind of ballast used, the number of miles of side-track [including tracks in yards], a list of its equipment, the amount and value of its capital stock, its funded and floating debt, its bonds secured by mortgage or other securities on the property of such corporation, company, person or persons, and the market value of its said stock and bonds, and the amount of dividends, interest or indebtedness paid annually or semi-annually. In case any railroad is leased and operated by the lessee, such statement, in addition to the foregoing, shall give the amount paid for rents thereof, and such corporation, company, person or persons so operating said railroad shall state any other matter that shall be required by the commissioner of state taxes to carry out the provisions of this act. This statement shall be made, sworn to, and returned as aforesaid, on or before the first day of September, 1891, and whenever required by the commissioner of State taxes thereafter, not exceeding once in two years, and shall in all things conform to the provisions of this act.

APPRAISALS OF RAILROAD PROPERTY.

SEC. 12. It shall be the duty of the commissioner of State taxes to appraise the property and in so doing he shall take into consideration the corporate franchise of each corporation, company, person or persons, owning or operating a railroad in this State, at its fair and just value, as soon as may be after the receipt of the returns aforesaid, not later than the first day of November annually, which said appraisal shall be taken to be the true value of such railroad, its rights, corporate franchise, and property, in this State for the purposes of taxation.

SEC. 13. If the line of a railroad extend beyond the limits of this State, its whole valuation ascertained as aforesaid shall be divided by the number of miles of its entire main line, and the amount thus obtained shall be taken to be the value of such railroad per mile, which said sum, multiplied by the number of miles in this State shall be taken to be the true value of such railroad, its rights, corporate franchise, and property in this State, for the purposes of taxation.

SEC. 14. A tax of six-tenths of one per cent. is hereby assessed upon the appraisal obtained as provided in the two preceding sections, against each company, corporation, person, or persons so operating a railroad in this State: one-half of which shall be payable to the State treasurer on or before the 15th of November, annually, and the other half on or before the 15th of May, annually.

SEC. 15. It shall be the duty of the commissioner of State taxes to notify the company, corporation, person or persons aforesaid of the amount of such appraisal, and the amount of the taxes assessed, immediately after the same has been appraised and assessed.

SEC. 16. If any party (including the State, represented by the State treasurer), is aggrieved in the premises, he, or it may appeal to a board, consisting of the lieutenant governor, the auditor of accounts and the secretary of state, who shall be sworn to the faithful performance of their duties, and whose duty it shall be to hear such appeal, and they shall have power to grant relief in the premises. Their decision shall be final. Said board shall establish such rules and regulations relative to time, manner and method of taking, hearing, and determining such appeals as in their discretion shall be just. The costs of such appeal shall be paid as said board shall determine.

SEC. 17. Any corporation, company, person or persons owning or operating a railroad in this State may annually pay to the State in lieu of the tax assessed in section 14, two and one-half per cent. on its entire gross earnings, if such railroad is situated wholly within this State, and if situated partly within and partly without this State, then such two and one-half per cent. on gross earnings shall be upon such proportion of the entire gross earning of such railroad, as the mileage of trains run in this State bears to the mileage of all trains run on the entire main line of such road.

SEC. 18. If a corporation, company, person or persons owning or operating a railroad in this State shall accept of the provisions of the preceding section of this act, it shall be his or its duty, whether as owner or lessee to make returns of the gross earning of said railroad as provided for making returns in this act, and within thirty days of the time of making such returns, the corporation, company, person or persons making the same shall forward to the State treasurer the amount of such two and one-half per cent. for the period covered by said returns.

LEASED ROADS.

SEC. 19. When a railroad is operated in this State by a person, or persons, company or corporation, by virtue of a lease or other contract, the aforesaid taxes or payments on gross receipts, shall be paid by the lessee of such railroad, or holder of such contract, as the case may be, and such taxes, or payments on gross receipts, shall be charged against and deducted from any payment due or to

become due the lessor of such railroad, or person or corporation granting such contract, as the case may be; unless in the provision of such lease or contract, it is otherwise expressly stipulated, and the party who ultimately pays such tax shall be construed to be the party who may accept of the provisions of sections seventeen and eighteen.

TELEPHONE COMPANIES.

SEC. 20. Every corporation, joint stock company, person or persons doing telephone business in this State, shall pay a tax to the State, which is hereby assessed, at the rate of five per cent. annually on the gross receipts of all their business, earned wholly within this State, including sums received for rental of instruments.

TELEGRAPH COMPANIES.

SEC. 21. Every corporation, company, person or persons owning or operating a telegraph line within this State, shall pay an annual tax on the corporate franchise thereof, which is hereby assessed at the rate of one dollar per mile of poles and one line of wire; and a tax of eighty cents per mile for the second line of wire, and a tax of sixty cents per mile for the third, and for each and every additional line of wire, owned, maintained and operated by each said individual, firm or corporation; and it shall be the duty of such individual, firm or corporation to make returns and payments as provided by sections 3d, 4th, 5th and 6th of this act.

SLEEPING CARS.

SEC. 22. Every corporation, company, person or persons, owning or operating sleeping, palace or other cars, for which extra compensation is charged for riding therein over any of the railroad franchises in this State, shall make returns to the commissioner of State taxes as provided in this act, of the entire gross earnings of such cars, received for business done in this State, including all sums paid for the use of such cars by said railroads. Said returns shall be for the period of one year preceding the last day of June, annually, except the returns to be made in September, 1891, which shall be for the period of six months, terminating with the last day of June preceding.

SEC. 23. An annual tax of five per cent. is hereby assessed the gross earnings received for business done wholly within this State by any corporation, company, person or persons, owning or operating any of the sleeping, palace or other cars aforesaid; which said tax shall be paid to the State treasurer annually for the period of one year, terminating with the last day of June preceding, as provided in section six.

EXPRESS COMPANIES.

SEC. 24. Every corporation, joint stock company, person or persons, doing express business in this State, shall pay a tax to the

State treasurer, which is hereby assessed, at the rate of five per centum annually on the gross receipts of their business transacted wholly in this State. The tax aforesaid shall be paid annually on or before the 15th day of September, and shall be based upon the business for the year ending with the last day of June next preceding.

STEAMBOAT, CAR, AND TRANSPORTATION COMPANIES.

SEC. 25. Every steamboat, car or transportation company incorporated under the laws of this State, shall pay an annual tax to the State on its property, business and corporate franchise. Each such company shall make returns to the commissioner of State taxes as required by this act, who shall on such returns make an appraisal of the value of its property, business and corporate franchise, and notify the company thereof immediately.

SEC. 26. A tax of six-tenths of one per cent. is hereby assessed upon the appraisal provided in the preceding section, against each company. Said tax shall be payable to the State treasurer, as provided in section fourteen. The same right of appeal shall be allowed as provided in section sixteen.

SEC. 27. The corporations specified in the preceding section may pay annually to the State in lieu of the tax assessed in said section, two per cent. on the entire gross earnings of each of said corporations respectively; and shall make such election, returns and payment at the time and in the manner specified in section 18 of this act.

SEC. 28. Every corporation organized under the laws of this State and having a capital stock or deposits of \$50,000, or less, shall be, and hereby is, assessed a tax of ten dollars; and for each \$50,000 or fractional part thereof of capital stock or deposits in excess of \$50,000, five dollars. But no tax shall exceed fifty dollars. Said tax shall be paid to the State treasurer annually in the month of February. Provided, however, that corporations organized for charitable, literary, or religious purposes shall be exempt from the taxes imposed by this section.

SEC. 29. In case any corporation neglects to pay the tax assessed in the preceding section, it shall be the duty of the commissioner of State taxes to notify by mail the secretary or clerk of such corporation of its neglect in the payment thereof, and permit the same to pay said tax within thirty days after the mailing of such notice by paying the additional sum of one dollar.

SEC. 30. In case such corporation neglects to pay the same within the period last aforesaid, said commissioner of State taxes shall make complaint therefore to any chancellor in this State, and a copy of said complaint shall be mailed to the secretary or clerk of such corporation at least twelve days before hearing. If upon the hearing before said chancellor it shall appear that said taxes are not paid, he shall declare said corporation dissolved, and the

same shall thereupon be dissolved, and a record of such dissolution shall be made in the office of the secretary of state.

INSURANCE AND GUARANTY COMPANIES.

SEC. 31. Every home or foreign insurance company or association, or society, doing business in this State ; or guaranty company, doing business in this State, shall pay a tax to the State treasurer, which is hereby assessed, at the rate of three per cent. per annum on the gross amount of premiums and assessments collected on their business in this State. Such tax shall be payable annually in the month of February, and shall be based upon the business of such company or association, or society, during the year terminating with the last day of December next preceding.

SEC. 32. Every life insurance company incorporated by this State shall in addition to the tax assessed by the preceding section, pay a tax to the State treasurer, which is hereby assessed at the rate of—per cent. annually on the surplus over and above the necessary reserve, computed at four per cent of all existing policies. The value of the real estate owned by such insurance company shall be deducted from the surplus. Such tax shall be payable annually as provided in the preceding section.

SEC. 33. In determining the amount of taxes to be assessed under the provisions of section thirty-one, there shall be deducted from the full amount of premiums and assessments, the unused balance on notes taken for premiums on open policies ; all sums paid for return premiums on cancelled policies ; dividends paid to policy holders ; and the sums actually paid to other insurance companies incorporated under the laws of this State, or to the agents within this State of foreign companies for re-insurance on risks for which a tax on the premium would be due had no re-insurance been effected. Provided, however, that nothing in this section shall be so construed as to allow dividends in scrip, or otherwise in stock, mutual or mixed companies to be considered return premiums.

SAVINGS BANKS.

SEC. 34. Every savings bank and savings institution incorporated by this State, and doing business herein shall pay a tax to the State which is hereby assessed, at the rate of seven-tenths of one per cent. annually upon the average amount of its deposits and accumulations, deducting therefrom the average amount of the assessed valuation of the real estate owned by such corporation, and also the amount, if any, of individual deposits in excess of \$1,500 each, listed to depositors in towns of this State where such depositors reside.

SEC. 35. Every trust company or savings bank and trust company incorporated by this State and doing business herein, shall pay a tax to the State treasurer, which is hereby assessed at the

rate of seven-tenths of one per cent. annually, upon the average amount of its deposits, including money or securities received as trustee under order of court or otherwise, deducting therefrom the average amount of the assessed valuation of the real estate owned by such corporation; and also the amount, if any, of individual deposits in excess of \$1,500 each, listed to depositors in towns of this State where such depositors reside.

SEC. 36. The taxes assessed by the two preceding sections shall be payable semi-annually, one-half in the month of February, and one-half in the month of August, and shall be based upon the average amount of its deposits and accumulations in case of savings banks, and the average amount of its deposits in case of trust companies, and savings banks and trust companies, during six months terminating with the last day of December, and June next preceding. No other tax shall be assessed on such deposits or accumulations in case of savings banks, nor on such deposits in case of trust companies, and savings banks and trust companies, nor against the depositors on account thereof, except individual deposits exceeding in the aggregate fifteen hundred dollars.

BUILDING AND INVESTMENT COMPANIES, AND AGENTS FOR THE
SAME.

SEC. 37. The term investment company hereinafter used, shall be construed to include all building associations, companies or corporations, and all other companies or corporations organized under the laws of this State, or any other state or any territory, for the purpose of negotiating or placing loans secured upon property without this State, or that may be engaged in selling choses in action, or bonds secured by mortgages on property, or which said choses in action may be secured by pledges of such mortgages and which may be issued, or executed by individuals or by municipal or other corporations without this State.

SEC. 38. Every person, investment company, or corporation, obtaining money from individuals, residents of this State, or corporations in this State, to be loaned without the State, or doing business in this State by selling debenture bonds, mortgages upon real or personal estate, choses in action, or securities of any kind upon property without this State, shall annually, in the month of July, make returns to the commissioner of State taxes of the amount of moneys so received, and the amount of bonds, choses in action or securities of any kind as aforesaid, sold to parties or to corporations within this State. Said returns shall be for the period of one year preceding the last day of June annually, except the returns to be made in July, 1891, which shall be for the period of six months, terminating with the last day of June.

SEC. 39. A tax of one per cent upon the aggregate amount of all moneys so received to be loaned without the State, and upon the

aggregate amount of bonds, mortgages, choses in action and securities of any kind negotiated as aforesaid, is hereby assessed against the person, investment company or corporation receiving such money, or transacting such business, which said tax shall be payable to the State treasurer within thirty days from the time of making said returns, and in lieu of all other taxation thereon; provided however, that any such person, agent, investment company, or corporation, may omit payment of the tax provided by this section by giving the name and residence of every person, company or corporation from whom he or it has received such money, or to whom such bonds, mortgages, choses in action or securities were negotiated, and the amount received from each such person, company or corporation. And whenever any person, agent, investment company or corporation shall take advantage of this provision, then it shall be the duty of the commissioner of State taxes, upon thus ascertaining the amount of money so furnished to be loaned without this State, or invested in bonds, mortgages, choses in action and other securities aforesaid, to assess thereon a tax of one and one-quarter per cent against the person, firm or corporation of whom such agent, person, investment company or corporation receives such money, or to whom said bonds, mortgages, choses in action, or other securities are negotiated. And the payment of said tax shall exempt the same from all other taxation thereon, either State, municipal or local. Said commissioner shall notify any such person by mail, of the tax so assessed, immediately after such assessment is made and the same shall be payable to the State treasurer within thirty days from the time such notice is issued.

SEC. 40. Any person, agent, investment company, or corporation refusing or neglecting to comply with the provisions of sections 38 and 39, shall be fined not less than \$500 and not more than \$5,000. In case such neglect or refusal shall be by a foreign investment company or corporation, the bonds of said investment company or corporation filed with the inspector of finance according to law, shall become forfeit to the State. It shall be the duty of town grand jurors and State's attorneys, upon complaint being made by any person, of violation of the provisions of sections 38 and 39 of this act, to immediately investigate the facts concerning the same, and if there is reasonable evidence of the guilt of any such person, agent or officer, such town grand juror or State's attorney shall prosecute such person, agent or officer for the penalties aforesaid. Provided, however, that the provisions of sections 37, 38, 39 and 40, shall not apply to corporations organized in this State, except where the sales of the securities mentioned in sections 37, 38, 39 and 40, exceed their deposits, or capital stock, and shall apply to such excess.

POWER OF THE COMMISSIONER TO RE-ASSESS.

SEC. 41. The commissioner of State taxes may summon before a magistrate and examine upon oath, any officer, agent, or clerk of

a corporation, company, person or persons required by this act to make returns or pay a tax, and may examine any book of accounts kept by such corporation, company, person or persons, concerning all matters as to which information is required to carry out the provisions of this act.

SEC. 42. Any such officer, agent, clerk, person or persons who refuses to appear and be sworn, or to testify with reference to the matters as to which he is required to testify by the preceding section, or who refuses to show to the commissioner such books of account, shall be fined not less than \$500.00 and not more than \$5,000.00.

SEC. 43. If the commissioner of State taxes finds that owing to the incorrectness of a return, or to any other cause a tax paid is too small, he shall assess an additional tax, sufficient to cover the deficit, and shall forthwith notify by mail the parties so assessed. If such additional assessment is not paid within thirty days after notice, as above, the corporation, company, person or persons on whom it is assessed, shall be liable to the same penalties as for neglect to pay annual, or semi-annual taxes.

SEC. 44. This act shall not affect the liability of companies and persons, to pay the tax to the State already accrued under act number one, Laws of 1882, and amendments and additions thereto, in the same manner as if this act had not been passed. The first semi-annual period on which taxes assessed by this act shall be based shall be the period commencing with the first day of July, 1890, and terminating with the 31st of December, 1890. The first annual period on which taxes shall be assessed by this act shall be the period commencing the first day of July, 1890, and terminating with the last day of June, 1891, and all persons, companies or corporations required by this act to make returns and pay taxes for annual periods shall also make their first returns, and first payment of taxes at the same rates and under the same regulations that are heretofore provided for the period of six months, beginning with the first day of July, 1890, and terminating with the last day of December, 1890.

SEC. 45. Sections 314, 315 and 316 of the Revised Laws are hereby repealed.

SEC. 46. Real and personal estate used in operating a railroad, or used in carrying on express, telegraph, or telephone business in this State, and the real and personal estate owned by steam-boat, car and transportation companies taxed by this act, also stock in steam-boat, car and transportation companies which companies are taxed by this act shall not hereafter be set in the grand list, and shall not be required to be stated in the inventories that are returned to listers.

SEC. 47. So much of the charter of any corporation or company organized under the laws of this State as exempts such corporation

or company from taxation as far as it conflicts with this act, is hereby repealed.

SEC. 48. This act shall take effect from its passage.

Which was read the first and second times, and, under the rule, ordered to lie and be printed.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER :

I am directed to return to the possession of the house agreeably to their request, house bill entitled

H. 381. An act relating to text-books, in addition to chapter ten of number nine, laws of 1888, relating to public instruction.

The senate have considered a house bill entitled

H. 217. An act to incorporate the trustees of the Ladies' Association of Danville,

And have passed the same in concurrence.

The senate have considered house bills of the following titles :

H. 308. An act to compel certain persons to maintain their families.

H. 334. An act amending section 4572 of the Revised Laws relating to distribution of the laws of each session of the general assembly of the State of Vermont.

And have refused the same a third reading.

The senate have considered a house bill entitled

H. 56. An act regulating fisheries in Lake Bomoseen in the towns of Hubbardton and Castleton,

And have passed the same in concurrence with proposal of amendment.

In the adoption of which the concurrence of the house is requested.

I am directed to inform the house that senate bill entitled

S. 19. An act declaring the legislative assent of the State of Vermont to the purpose of the grants made by an act of Congress, approved August 30, 1890,

Has passed out of the possession of the senate,

Wherefore the senate is unable to return the same to the possession of the house agreeably to their request.

Mr. Thompson, for a majority of the joint special committee on temperance, to whom had been referred house bill entitled

H. 257. An act authorizing licenses for the sale of intoxicating liquors in towns voting to grant them,

Reported adversely to its passage.

Mr. Horton, for a minority of said committee, submitted a minority report.

(For report see appendix "J.")

And pending the question, shall the bill be read the third time? On motion of Mr. Croft of Clarendon, the same was ordered to lie and be made the special order for to-morrow afternoon at two o'clock and thirty minutes, and the clerk was directed to procure the printing of the usual number of copies of the minority report for the use of the general assembly.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows :

MR. SPEAKER :

I am directed by the governor to inform the house of representatives that on the 15th day of November, he approved and signed bills originating in the house, of the following titles, to wit :

H. 311. An act to repeal, etc. 317, acts of 1888, in relation to the protection of fish.

H. 164. An act to incorporate the village of Hardwick.

H. 348. An act to legalize the grand list of the town of Willington for the year 1888.

H. 231. An act in amendment to section 2146 of the Revised Laws.

H. 336. An act authorizing the town of Jamaica to fund its present indebtedness.

H. 181. An act for the protection of trout and salmon trout in the waters of Peacham pond in the town of Peacham.

H. 154. An act in amendment of and in addition to No. 202, acts 1878, entitled "An act to incorporate the village of Richford," approved November 21, 1878.

H. 106. An act relating to the discharge of personal property mortgages.

H. 72. An act authorizing the town of Middlebury to fund its present indebtedness.

H. 8. An act changing the term for the calling of a grand jury in the county of Addison.

House bills of the following titles were severally read the third time and passed :

H. 391. An act to annex Harris' Gore to the towns of Groton and Marshfield.

H. 392. An act to amend an act incorporating the village of Montpelier.

House bill entitled

H. 18. An act entitled an act fixing the number of judges of the supreme court and their salaries,

Was taken up as a special order and the question being, shall the bill be read the third time?

Mr. Brown of Whitingham moved that the same be amended,

First, In section one, line five, by striking out the word "four" and inserting in lieu thereof the word *five*.

Second, By striking out all of section two.

Pending which, Mr. Robinson of Barton moved to amend the first proposed amendment by substituting the word *six* for the word "five."

Pending which, Mr. Kimball of Randolph moved that the bill be dismissed.

Pending which, on motion of Mr. Harlow of Springfield, the house adjourned.

AFTERNOON.

House bill entitled an act fixing the number of judges of supreme court and their salaries,

Was taken up as unfinished business, and the pending question being, shall the bill be dismissed?

It was decided in the negative.

Yeas, 32 ; nays, 188.

The yeas and nays having been demanded by Mr. Cannon of West Rutland were taken, and are as follows :

Those members who voted in the affirmative are Messrs.

Chafey,
Colby,
Dustin,
Fleury,
Francis,
Horton,
Houghton of Stamford,
Hubbard,
James,
Jones
Kidder,

Kimball,
Livingston,
Miller of Shelburne,
Nute,
Olmsted,
Orvis,
Petty,
Phillips,
Proctor of Proctor,
Robbins,
Robinson,

Smith of East Haven,
Smith of Royalton,
Smith of St. Albans,
Steele,
Tillotson,
Tucker,
Walker,
Wells,
Wilcox of Bridport,
Williams.—32.

Those members who voted in the negative are Messrs.

Abell,	Enright,	Miller of West Fairlee,
Adams,	Fairbanks,	Moloney,
Aiken,	Farmer,	Montgomery,
Amsden,	Fay of Jericho,	Morgan,
Bartlett,	Fay of Milton,	Needham,
Bean,	Field,	Parker,
Bebee,	Fisher,	Parkhurst,
Bemis,	Fitch,	Parlin,
Birchard,	Fitts of Cabot,	Paul,
Blake,	Fitts of Vershire,	Peck,
Blakely,	Flint,	Perry of Barre,
Booth,	Frizzell,	Perry of Newfane,
Bowen,	Gardner,	Phelps,
Boynton of Westfield,	Gilman,	Pierce,
Boynton of Woodstock,	Gipson,	Pollard,
Bradley,	Gleason,	Powers,
Briggs,	Goodro,	Proctor of Fair Haven,
Brockway,	Goodspeed,	Prouty of Fairfield,
Brown of Goshen,	Green,	Prouty of Franklin,
Brown of Sheldon,	Griffith,	Ranney,
Brown of Tunbridge,	Gulley,	Reed,
Brown of Waterford,	Hallock,	Rice of Somerset,
Brown of Whitingham,	Harvey,	Rice of Westford,
Bucklin,	Hastings,	Rogers,
Bugbee,	Heath,	Rooney,
Bullard,	Hemenway,	Ryan,
Burbank,	Hewett,	Ryther,
Burnett,	Hibbard,	Sanderson,
Byington,	Hill of Elmore,	Sawyer of Leicester,
Canfield,	Hill of Lunenburg,	Sawyer of Sudbury,
Cannan of Moretown,	Hobson,	Shepardson,
Cannon of West Rutland,	Houghton of Bennington,	Sherwin,
Carpenter of Rupert,	Houghton of Waterville,	Simonds,
Cave,	Houghton of Westminster,	Smith of Fairlee,
Chamberlin,	Hulett,	Smith of Pittsford,
Chandler,	Humphrey,	Smith of Stratton,
Chase,	Huntington,	Smith of Tompsham,
Chedel,	Hyde,	Spaulding,
Childs,	Janes,	Squier,
Chipman,	Johnson,	Stearns,
Claghorn,	Joslyn,	Stebbins,
Clark,	Jubell,	Stevens of Bloomfield,
Clogston,	Kelley,	Stevens of Maldstone,
Coe,	Kellogg,	Stowe,
Conway,	Kelton,	Tarbell,
Cook,	Kendall,	Taylor of Cornwall,
Covell,	Kenyon,	Taylor of Fletcher,
Croft,	Kezer,	Taylor of West Windsor,
Cree,	Kinerson,	Templeton,
Cross,	Labaree,	Thomas of Hubbardton,
Crossett,	Ladd,	Thomas of Monkton,
Cummings,	Langdon,	Thrasher,
Daniels,	Lawrence,	Tomlinson,
Darling of Chelsea,	Macomber,	Walbridge,
Darling of Middlesex,	Macey,	Ware,
Davis of Cornith,	Mann,	Warner,
Davis of Danville,	Manning,	Warren,
Davis of Essex,	Marsh,	Waterman,
Dexter,	Marshall,	Wedge worth,
Drury,	Martin,	Wilcox of Granby,
Dunham,	Merrill,	Wood,
Eldredge,	Miller of Dummerston,	Woodbury,
		Wright.—188.

And the question recurring, shall the first proposed amendment be amended as proposed by the member from Barton ?

It was decided in the negative.

Yeas, 54 ; nays, 166.

The yeas and nays having been demanded by Mr. Brown of Whitingham, were taken, and are as follows :

These members who voted in the affirmative are Messrs.

Adams,
Blake,
Brown of Sheldon.
Brown of Waterford,
Chafey,
Chedel,
Cross,
Darling of Chelsea,
Enright,
Farmer,
Fleury,
Francis,
Harlow,
Hibbard,
Hobson,
Horton,
Houghton of Stamford,
Hubbard,

James,
Jones,
Kenyon,
Kidder,
Kimball,
Ladd,
Livingston,
Mann,
Merrill,
Miller of Shelburne,
Nute,
Olmsted,
Orvis,
Parker,
Peck,
Petty,
Phillips,
Pierce,

Proctor of Proctor,
Rice of Somerset,
Robbins,
Robinson, ~~2330~~
Sayles,
Smith of East Haven,
Smith of Royalton,
Smith of St. Albans,
Steele,
Thrasher,
Tillotson,
Tucker,
Tudhope,
Walker,
Wells,
Wilcox of Bridport,
Williams.—54.

Those members who voted in the negative are Messrs.

Abell,
Aiken,
Amsden,
Bartlett,
Bean,
Bebee,
Bemis,
Birchard,
Blakely,
Booth,
Bowen,
Boynnton of Westfield,
Boynnton of Woodstock,
Bradley,
Briggs,
Brockway,
Brown of Goshen,
Brown of Tunbridge,
Brown of Whitingham,
Bucklin,
Bugbee,
Bullard,
Burbank,
Burnett,
Byington,
Canfield,
Cannan of Moretown,
Cannon of West Rutland,
Carpenter of Rupert,
Cave,
Chamberlin,
Chandler,
Chase,
Childs,
Chipman,
Claghorn,
Clark,
Clogston,
Coe,
Conway,
Cook,
Covell,
Croft,
Cree,
Crossett,
Cummings,
Daniels,
Darling of Middlesex,
Davis of Corinth,
Davis of Danville,
Davis of Essex,
Dexter,
Drury,
Dunham,
Dustin,
Eldredge,

Fairbanks,
Fay of Jericho,
Fay of Milton,
Field,
Fisher,
Fitch,
Fitts of Cabot,
Fitts of Vershire,
Flint,
Frizzell,
Gardner,
Gilman,
Gipson,
Gleason,
Goodro,
Goodspeed,
Gray,
Green,
Griffith,
Gulley,
Hallock,
Harvey,
Hastings,
Heath,
Hemenway,
Hewett,
Hill of Elmore,
Hill of Lunenburg,
Houghton of Bennington,
Houghton of Waterville,
Houghton of Westminster,
Hulett,
Humphrey,
Huntington,
Hyde,
Janes,
Johnson,
Joslyn,
Jubell,
Kellogg,
Kelton,
Kendall,
Kezer,
Kinerson,
Labaree,
Langdon,
Macomber,
Macoy,
Manning,
Marsh,
Marshall,
Martin,
Miller of Dummerston,
Miller of West Fairlee,
Montgomery,

Moore,
Morgan,
Needham,
Parkhurst,
Parlin,
Paul,
Perry of Barre,
Perry of Newfane,
Phelps,
Pollard,
Powers,
Proctor of Fair Haven,
Prouty of Fairfield,
Prouty of Franklin,
Ranney,
Reed,
Rice of Westford,
Rogers,
Rooney,
Ryther,
Sanderson,
Sawyer of Leicester,
Sawyer of Sudbury,
Shepardson,
Sherwin,
Simonds,
Smith of Fairlee,
Smith of Pittsford,
Smith of Stratton,
Smith of Topsham,
Spaulding,
Squier,
Stearns,
Stebbins,
Stevens of Bloomfield,
Stevens of Maidstone,
Stowe,
Tarbell,
Taylor of Cornwall,
Taylor of Fletcher,
Taylor of West Windsor,
Templeton,
Thomas of Hubbardton,
Thomas of Monkton,
Tomlinson,
Walbridge,
Ware,
Warner,
Warren,
Waterman,
Wedgeworth,
Wilcox of Granby,
Wood,
Woodbury,
Wright.—166.

The question then recurring, shall the bill be amended as proposed by the member from Whitingham? it was decided in the affirmative,

. And the third reading of the bill, as amended, was ordered for to-morrow morning.

House bill entitled

H. 354. An act to equalize taxation,

Was taken up as a special order, and the question being, shall the bill be read the third time? on motion of Mr. Byington of Charlotte the same was ordered to lie and be made the special order for to-morrow morning at ten o'clock and forty-five minutes.

A message from the Senate by Mr. Powers, their secretary, as follows:

MR. SPEAKER:

I am directed to request the house to return to the possession of the senate, house bills of the following titles:

H. 136. An act to incorporate the Union Savings Bank and Trust Company of Morrisville, Vermont.

H. 308. An act to compel certain persons to maintain their families.

Senate bill entitled

S. 68. An act to regulate and provide for the appointment of judges of city and municipal courts,

Was taken up as a special order, and the third reading of the bill was ordered for to-morrow morning.

Senate bill entitled

S. 70. An act in amendment of section 1477 of the Revised Laws, relating to exemptions from arrest in actions founded on contract,

Was read the third time, and pending the question, shall the bill pass in concurrence? Mr. Abell of West Haven moved that the house propose to the senate to amend the bill by striking out the word "herein" in the last line thereof and inserting in lieu thereof the word *hereinafter*.

Which was agreed to, and the bill was passed in concurrence with a proposal of amendment.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows:

MR. SPEAKER:

I am directed by the governor to inform the house of representatives that he has this day approved and signed bills originating in the house of the following titles:

H. 386. An act authorizing the removal of obstructions from White river and its tributaries.

H. 151. An act to incorporate the Hardwick Aqueduct and Water Supply Company.

H. 90. An act to incorporate the Proctor Trust Company.

H. 251. An act authorizing School District No. 8 in Barre to issue bonds for certain purposes herein named.

H. 195. An act to legalize the grand list, quadrennial appraisal and taxes of the town of Wolcott for the year 1890.

H. 192. An act in amendment of and in addition to section 2945 of the Revised Laws relating to highways.

H. 338. An act amending the act of incorporation of the village of Waterbury.

H. 198. An act to incorporate Saint John the Baptist Benevolent Society.

H. 207. An act to incorporate the trustees of the Ladies' Library Association of Danville.

Mr. Moloney of Rutland moved that the house return to the senate, agreeably to their request, house bills of the following titles :

H. 136. An act to incorporate the Union Savings Bank and Trust Company of Morrisville, Vermont.

H. 308. An act to compel certain persons to maintain their families.

Which was agreed to.

Senate proposal of amendment to house bill entitled

H. 56. An act regulating fishing in Lake Bomoseen in the towns of Hubbardton and Castleton;

By striking out the second section thereof,

Was considered and concurred in.

Senate bill entitled

S. 34. An act relating to set-ling fishing,

Was read the third time and passed in concurrence.

Senate bills of the following titles were severally reported from the committee on banks, favorably, read the third time and passed in concurrence :

By Mr. Horton,

S. 56. An act in amendment of the charter of the city of Burlington, and providing for the issue of school bonds.

By Mr. Cross,

S. 58. An act to incorporate the Burlington Safe Deposit Company.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their third reading refused :

By Mr. Steele, from the joint special committee on public health,

H. 328. An act to repeal chapter 172 of the Revised Laws relating to the practice of medicine and surgery.

H. 335. An act regulating the practice of itinerant medical practitioners in the State.

By Mr. Enright, from the judiciary committee,

H. 336. An act giving the right of appeal from the action of a town in the alteration of school districts.

Mr. Molony, from the judiciary committee, to whom was referred senate bill entitled

S. 95. An act relating to the assignment of mortgages,

Reported favorably to its passage in concurrence, and the third reading thereof was ordered for to-morrow morning.

House bills of the following titles were severally read the third time and passed :

H. 98. An act to provide for payment for Roman Catholic services at the State prison.

H. 242. An act in amendment of section 2230 of the Revised Laws, relating to the distribution of estates of deceased persons.

H. 278. An act relating to amendments of process and pleading.

H. 298. An act to pay Abner H. Bonett the sum therein named.

H. 309. An act relating to the expense of canvassing votes, and limiting the expense provided for by section 258, Revised Laws.

H. 363. An act amending section 839 of the Revised Laws relating to justices of the peace.

House bill entitled

H. 297. An act in amendment of sections 467 and 468 of the Revised Laws relating to scholarship in normal schools,

Was read the third time, and pending the question, shall the bill pass ?

On motion of Mr. Fitch of Hyde Park, the same was dismissed.

Mr. Byington, from the committee on education, to whom had been referred house bills of the following titles :

H. 58. An act to amend number nine of the acts of 1888 in relation to public instruction.

H. 61. An act to repeal, amend and add to act number nine, laws of 1888, relating to public instruction.

H. 69. An act to amend and repeal certain acts of the school law of 1888.

H. 176. An act to amend chapter thirty-six of the Revised Laws, relating to the town system of schools.

H. 197. An act in amendment of section 268 of act number nine of the laws of 1888, relating to alterations in school districts.

H. 371. An act to amend section fifty-seven of number nine, of the acts of 1888, relating to teachers' certificates.

Reported the following substitute bill entitled

H. 394. An act relating to public instruction.

It is hereby enacted by the General Assembly of the State of Vermont :

SECTION 1. After the date on which this act shall take effect, each town in this State shall constitute a single district for school purposes, and the divisions of the town into school districts heretofore known, shall no longer exist, except for the settlement of their pecuniary affairs ; but school districts organized under special acts of the legislature, and school districts in unorganized towns and gores, may retain their present organization, and shall in no way be affected by the provisions of this act. School districts organized under special acts, may become a part of the town district in the town where they are situated, whenever they shall vote at a legally warned meeting so to do.

SEC. 2. The several school houses, and all property belonging to the several school districts in each town, shall be appraised by a board consisting of three persons, legal voters of said town, who shall be chosen by ballot at the annual town meeting in March, 1891 ; who shall at once appraise the same, and the amount of such appraisal shall stand to the credit of the several school districts respectively, to be adjusted, allowed and equalized between such districts, under the direction of the selectmen, by applying such a valuation upon the taxes thereafter to be assessed, under the provisions of this act, upon the grand list of the several school districts, and all such school houses and other property belonging to said several school districts, shall thereafter pass to and become the property of such town.

SEC. 3. The several school districts whose property is so appraised shall continue bodies corporate for the purpose only of settlement of their property rights, and shall for that purpose only hold meetings and elect officers as now provided by law until such property rights are finally settled and obligations discharged.

When any school district shall be dissatisfied with the appraisal of its property in this act provided for, it may petition the county court of the county in which the property appraised is situated, for a re-appraisal, and such proceedings shall be had in said court on said petition as are provided by law for the assessment of damages for land taken for highways.

Said petition shall be served on the town clerk of the town in which such appraised property is situate within sixty days after the appraisal provided for in this act shall have been filed in said town clerk's office, and at least twelve days before the term of court to which it is made returnable, and such petition shall be made returnable to that term of the county court next to be held twelve or more days after the date of said service.

In case the appraisal shall be increased by such proceedings the town shall pay the costs therefor, otherwise said costs shall be paid by the district applying and direct execution may issue therefor.

Such proceedings shall not prevent the use, in the meantime, of the appraised property by the town.

SEC. 4. In case of a fractional district, the fractional parts of which belong to different towns, the board of appraisal of such town shall, acting together, appraise the school property of such fractional district, and shall make an equitable apportionment of the property, and debts of such district, and ascertain the amount equitably due from either of said towns, and order such amounts to be paid within a time, to be by them designated, and whenever such boards of appraisal shall fail to agree upon the apportionment of such property of such fractional district, they shall choose a referee, not a resident of either of their respective towns, whose decision shall be final.

PRUDENTIAL COMMITTEE.

SEC. 5. At the annual town-meeting in March, 1891, and at every annual town-meeting thereafter, each town shall choose by ballot three persons, who shall constitute a prudential committee, with power to fill its own vacancies until the end of the year in which such vacancies may occur, whose compensation shall be fixed by the town at the time of their election, provided, however, that at the first election under this act, one of the said prudential committee shall be chosen for three years, one for two years, and one for one year, and thereafter one shall be chosen each year; provided further, that all towns having more than 5,000 and not over 10,000 inhabitants, may choose six (6) persons for such prudential committee, towns having more than 10,000 inhabitants may choose nine persons for such prudential committee, one-third of whom, in all cases, may be women, which committee shall be elected as heretofore provided in this section, provided that nothing in this section shall be construed so as to interfere with the existing arrangements of such towns as may now be acting under the town system.

SEC. 6. Said prudential committee, as soon after its election as may be, shall annually choose one of its number to act as chairman, and shall appoint a clerk annually, who shall perform all the duties heretofore performed by the several district clerks in the town.

SEC. 7. The said prudential committee shall provide and maintain suitable school houses for the accommodation of all the scholars in such town, and provide and maintain schools at such times and places, for a period of not less than twenty-four weeks in each school year, as in their judgment shall best subserve the interests of public instruction, and to give to each child in the town equal school advantages so far as practicable. Said prudential committee may use a part of the school money for the purpose of conveying scholars to and from schools.

SEC. 8. Said prudential committee shall have the care and custody of all the school property belonging to the several public schools in the town; shall employ teachers and fix their compensation; shall have the management and control of all the public schools in the town; may provide for the instruction of legal pupils of the town, in the public schools of an adjoining town, and may pay for such instruction from the school moneys of their town; may provide for receiving into the schools under their charge, pupils residing in other towns, and the moneys received for such non-resident pupils shall be paid to the town treasury. They may establish graded schools, and provide for the instruction of scholars in the higher branches.

SEC. 9. The said prudential committee shall also draw orders on the town treasurer for teachers' salary, and for all other school expenses, which orders shall be paid by the town treasurer out of such school moneys as he may have in his hands.

SEC. 10. Said prudential committee shall designate and determine the particular school which scholars shall attend, and no child under five years old shall attend any public school.

The term "school age" shall include all persons between five and twenty years of age.

SEC. 11. The prudential committee of each town shall have power to dismiss any teacher who, in their judgment, has proved himself incompetent; such dismissal shall be given to such teacher in writing, and such teacher shall receive pay pro rata to the time of dismissal.

SEC. 12. The school year shall commence on the day of the annual town-meeting in March, and shall end with the day previous to the next annual town-meeting.

TOWN SUPERINTENDENT.

SEC. 13. The prudential committee shall annually choose one person, a resident of the town, who may or may not be of their number, and may be a woman, who shall be styled superintendent of schools. Said superintendent shall have the personal supervision of all the public schools in the town, and shall give them such care as the prudential committee may require, and who, with the advice of the prudential committee, may issue permits to teachers to teach particular schools for a single term, but such permits shall not be renewed more than twice.

SEC. 14. The town superintendent shall receive such compensation for his services as may be fixed by the town at the annual town-meeting, which shall be paid by the town treasurer, on an order drawn by the chairman of the prudential committee, and which shall not be less than two dollars per day.

SEC. 15. The town superintendent shall make such recommendations to the prudential committee in regard to the sanitary condition of the schools in town, as in his judgment are required, and it shall be the duty of the prudential committee to see that such recommendations are duly carried out.

SEC. 16. The selectmen shall annually assess a tax of not less than twenty, nor more than fifty cents on the grand list for the purpose of defraying the expenses of schools in said town.

SEC. 17. The selectmen shall make and verify the tax bills, and deliver the same to the town treasurer or collector, and they shall be collected as other town taxes are.

SEC. 18. Whenever the prudential committee of two or more adjoining towns may agree so to do, they may engage one person to act as superintendent of the schools in their several towns, and such superintendent shall be paid for his service the compensation agreed upon by the several committees so engaging him.

EXAMINER OF TEACHERS.

SEC. 19. At each biennial session of the legislature, the superintendent of education, and the governor, shall appoint one man in each county, who shall be a resident of the same, and who shall be styled examiner of teachers. The said examiner, after consultation with the town superintendents of the county, shall, in the spring and autumn of each year, make arrangements for a public examination of applicants for teachers' certificates, at such places and times as shall best accommodate the teachers of the county, at as many places as may be agreed upon by the examiner and superintendents; and candidates for examination may choose which of said examinations they will attend.

SEC. 20. Such examinations shall be both oral and written, and shall be conducted by the examiner, but if he be prevented by sick-

ness or other cause, he may employ some competent person to conduct such examination; and the examiner may afterward grant certificates, upon the examination papers, and the report of the person who conducted the examination; and should said examiner be unable to issue seasonable certificates, then the State superintendent shall issue such certificates, and said certificates shall be of the same validity as if issued by the examiner.

SEC. 21. No person shall teach a public school without having a certificate or a permit as hereinbefore provided, and a contract for teaching shall be void if the teacher does not obtain said certificate before opening school; but this provision shall not apply to the principal teacher of the highest department of a graded school. No certificate shall be granted to a person not seventeen years of age.

SEC. 22. The examiner shall issue certificates of three grades, viz : a certificate of the first grade shall be given only to one who has taught forty weeks successfully, and whose examination papers shall have shown the applicant to have reached the standard required by the state superintendent; shall have passed a satisfactory oral examination, and shall have given evidence of good moral character and ability to govern; such certificate shall be a license to teach for five years from its date, in any town in the State.

A certificate of the second grade shall be granted only to one who has taught successfully twelve weeks, and shall have passed a satisfactory examination in all branches required by law to be taught in common schools, and shall have given evidence of good moral character, and ability to govern; such certificate shall be a license to teach for two years from its date in any town in the State.

A certificate of the third grade shall be a license to teach for a specified time, not to exceed one year, and may, at the discretion of the examiner, be limited to the teaching of a particular school. A person who has twice taken a certificate of the third grade, and who has taught at least twenty-four weeks, shall not afterward be given a certificate of that grade.

SEC. 23. Said examiner may also give an applicant a private examination, when in his judgment the exigencies of the case may require the same.

SEC. 24. Said examiner shall furnish to each person examined by him, a certified statement of the percentage attained by such person in the different branches in which he has been examined at any given examination, and shall keep a record of the name, age, and residence of each person examined by him, and the date and grade of each certificate issued; no applicant who shall fail to pass the required examination shall have another examination within three months thereafter; and should any person obtain a certificate contrary to the provisions of this section, such certificate shall be void.

SEC. 25. Certificates held by teachers employed continuously in graded and union schools, shall remain in force for such length of time as the holders of such certificates continue in the employ of such graded or union school.

GENERAL DUTIES OF EXAMINER.

SEC. 26. Said examiner shall, under the direction of the State superintendent of education, make all necessary arrangements for holding teachers' institutes in his county as required by law; take measures to secure the attendance of teachers at the same, give assistance at such institutes; furnish statistical and other information as he may be able to obtain, and perform such other duties relating to the welfare of the public schools as the State superintendent may direct.

SEC. 27. The examiner shall receive four dollars per day for time actually spent in the discharge of the duties of his office, and his necessary expenses, which shall not exceed two dollars a day, and expenditures for postage and stationery for official use; and shall at the end of every six months file with the State auditor, an itemized account of his expenses, verified by his oath, and as soon as the same can be examined and approved, the State auditor shall transmit to him an order on the State treasurer for the amount due him on such account.

SEC. 28. Whenever the examiner shall, in the judgment of the State superintendent, prove himself unfit for the duties required of him, or his services become unprofitable, he may be removed by the State superintendent, and a successor appointed in his place.

SEC. 29. The examiner shall, in the month of June next preceding each biennial session of the general assembly, send to the superintendent of education, a report of his work as examiner, and of the progress, condition and needs, of the schools in his county, with suggestions as he may desire to make.

SEC. 30. The time actually spent by a teacher in attending a teachers' institute, and the legal holidays of the State shall not be deducted in determining the number of weeks of school kept by such teacher.

SEC. 31. The clerk appointed by the prudential committee, shall, annually, during the last month of the school year, prepare an accurate list, containing the name and age of each child of school age, residing in town, and the names of the parents or other person having control of such child, and he shall keep such list on file, and make such report therefrom as the superintendent of education may require; he shall receive for his services, in taking such list, three cents for each person of school age. He shall also furnish to each teacher in the town, a list of all the scholars belonging to that school, as designated by the prudential committee.

SEC. 32. The superintendent of education shall arrange blank

forms for a school register for keeping the record of the daily attendance of pupils, and questions to be printed in said register for the purpose of procuring the statistical and other information required of teachers and clerks, as he may think desirable; and he shall, annually, in the month of February, transmit to the clerks of the prudential committee in each town, a sufficient number of said registers to supply the schools in their respective towns, and the clerk on receiving such registers, shall return a receipt therefor.

SEC. 33. The superintendent of education shall prepare printed questions for examinations and blanks for teachers' certificates, and transmit the same to the examiners; he shall also fix the standard which shall be reached in the examinations.

SEC. 34. All examination papers shall be preserved in the office of the examiner, at least one year, and be subject to the inspection of the superintendent of education.

SEC. 35. No person shall be employed or paid for services as teacher, unless he shall deliver to the prudential committee, a certificate from the examiner, that he is qualified to teach the school for which he may apply.

REGISTERS.

SEC. 36. Each teacher shall, before commencing school, procure from the clerk of the prudential committee, a register, and shall keep therein, in the prescribed form, a record of the daily attendance of each pupil, and shall enter therein correct answers to the interrogatories addressed to teachers, and shall return such register to the clerk of the prudential committee, at the end of each term; the final return to be made on or before the twentieth day of February of each year. Upon the return of such register, the clerk shall examine the same, and if he finds it properly filled out as required by law, and properly certified to by the teacher, shall give such teacher a certificate to that effect, and the teacher shall not be entitled to his compensation, except on presentation of such certificate to the prudential committee.

SEC. 37. The clerk of the prudential committee, upon the final return to him of the register, shall enter therein, correct interrogatories to be answered by the clerk, and shall file such register so completed, in the office of the town clerk, on or before the first day of March of each year.

SEC. 38. The several district clerks in office on the last day of February, 1891, for the purpose of completing the statistics of the schools, between July 1, 1890, and March 1, 1891, shall continue in office for the succeeding three days, as shall also the prudential committee of the several districts for the purpose of making the entry and certificates provided for, to be made by them, by section 193 of act No. 9 of the laws of 1888.

SEC. 39. The final return of the school registers issued for the

school year beginning July 1, 1890, shall be made to the district clerk, on or before the last day of February, 1891, and upon such return, he shall examine the same, and if he finds them filled out as required by law, and properly certified to by the teachers, he shall give such teachers certificates to that effect, and he shall enter in such registers correct answers to interrogatories therein made of the clerk, and the prudential committee shall enter therein the name of each teacher of the school from July 1, 1890, and the date and character of such teacher's certificate, and certify to the correctness of such entry; the district clerk shall file such registers so completed, in the office of the town clerk, on or before the third day of March, 1891.

SEC. 40. The town clerk of each town shall, on or before the 10th day of March, 1891, make out and return to the superintendent of education, the statistics of the schools in each district from July 1, 1890, to March 1, 1891.

SEC. 41. In towns where there is a district organized under special charter, the school moneys, other than those arising from town and district taxes, shall be divided by the selectmen, who shall set such proportionate shares thereof, to said organized districts, as its school attendance bears to the whole town. Such moneys shall be paid over, under the direction of the selectmen, to the treasurers of such districts within fifteen days from the time when such moneys are available for division and payment. In gores and unorganized towns, such moneys shall be divided among the school districts therein as now required by law.

SEC. 42. Chapter second of act No. 9 of the laws of 1888, from section thirteen to thirty-nine inclusive, is hereby repealed.

SEC. 43. All acts or parts of acts inconsistent with this act, are hereby repealed.

SEC. 44. This act shall take effect on the first day of March, 1891.

Which was read the first and second times, and under the rules ordered to lie and be printed.

Mr. Steele, from the joint special committee on public health, to whom was referred house bill entitled

H. 135. An act to establish a State board of pharmacy, and to regulate the practice of pharmacy throughout the State of Vermont,

Reported the following substitute bill entitled

H. 395. An act to establish a State board of pharmacy and to regulate the practice of pharmacy.

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION 1. There shall be established and created a State board of pharmacy, as follows:

(a.) Within sixty days after the passage of this act, the governor shall appoint five pharmacists, residents to the State of Vermont, who shall constitute said State board of pharmacy.

(b.) It shall be the duty of each member of the State board of pharmacy, immediately after the receipt of the notice of his appointment, to appear before the clerk of the county in which he resides and make and subscribe an oath to properly and faithfully discharge the duties of said board.

(c.) One of said members shall hold office for one year, one for two years, one for three years, one for four years, and one for five years, from the first Tuesday of January in the year one thousand eight hundred and ninety-one, which term shall be determined by lot at the first meeting of said board of pharmacy.

(d.) The said members of said board shall meet on the first Tuesday of January in the year one thousand eight hundred and ninety-one at the State house, in Montpelier, Vt., at twelve o'clock noon of that day, and shall immediately proceed to determine by lot the respective terms for which they shall hold office, and to organize by electing a president, treasurer and secretary, who shall hold their respective offices for the term of one year.

(e.) The board shall hold meetings at least once in six months, and shall give at least thirty days' notice by mail to all practicing pharmacists in the State known to the board. Three members shall constitute a quorum.

(f.) The said board shall have power to make such by-laws not inconsistent with the constitution or the provisions of this act, as it may deem necessary.

SEC. 2. It shall be the duty of said State board of pharmacy—

(a.) To examine all persons applying for licenses under this act, and to grant licenses to such persons as shall be entitled to the same, provided, however, that no person shall hereafter be licensed as a pharmacist who has not had four years' experience in pharmacy; the board may also issue certificates upon examination, which shall entitle the holder to act as assistant pharmacist under the direction of a registered pharmacist.

(b.) To keep a record of licensed pharmacists licensed by them.

(c.) To investigate all complaints of disregard, noncompliance with or violation of the provisions of this act, and to bring all such cases to the notice of the proper prosecuting officer.

SEC. 3. Any person who at the time of the passage of this act has for five years been engaged in the business of retailing or dis-

dispensing drugs, medicines or poisons, or practicing pharmacy on his own account, or who at the time of the passage of this act shall have served five years or upward at the business of retailing or dispensing drugs, medicines or poisons, or practicing pharmacy, and who is over the age of 21 years, or any person who holds a certificate of registration as a pharmacist from any board of pharmacy in any of the United States or Dominion of Canada, shall be granted a license by said State board of pharmacy, to practice as a pharmacist upon compliance with the requirements hereinafter stated.

SEC. 4. Any person entitled to a license as a pharmacist, as provided for in section three, who shall not within 90 days after the organization of the said board of pharmacy as herein provided, make a written application to said board for such a license, accompanied by a written statement signed by him or her, and duly verified before an officer authorized to administer oaths in this State, fully setting forth the grounds upon which he or she claims such license, shall be deemed to have waived his or her right to a license under the provisions of said section.

SEC. 5. A fee of fifty cents shall be charged for granting licenses under section three, of this act and also to any person who may hereafter apply for such license, who is a regular graduate of an accredited school of pharmacy. Any member of the board may, when the board is not in session grant a license to practice pharmacy to a person whom such member finds on examination to be qualified, on payment of the sum of two dollars by such person. A license so granted shall be valid until the next meeting of the board, but no longer. Each member shall make a report of such licenses so granted by him, at the meeting of the board next following the granting of the license. A member shall not grant a license under the provisions of this section to one who has been rejected by the board as unqualified.

SEC. 6. The said board of pharmacy shall make such arrangements for examination of applicants for licenses, and the granting of such licenses, to applicants, and the payment of license fees as it may deem proper, not inconsistent with section three, and section five, of this act, but no license fee shall exceed the sum of five dollars. A person receiving a license from the board shall within thirty days after receiving the same, cause it to be recorded in the office of the secretary of State, who shall be entitled to twenty-five cents for recording each license. A person who does not cause his license to be so recorded, shall forfeit the license, and shall not be re-licensed until he has paid the board the sum of five dollars.

SEC. 7. The said board of pharmacy shall, in the month of December in the year one thousand eight hundred and ninety-one, and annually thereafter, nominate five pharmacists, residents of the State of Vermont, from which number the governor shall fill the vacancy annually occurring in the board, and the person so nominated by the governor shall hold office for five years. In the

case of the death, resignation, or removal from the State of any member of said board before the expiration of this office, or any case of vacancy occurring from any other cause, the governor shall fill the vacancy, and the person so appointed shall hold office for the unexpired term of his predecessor.

SEC. 8. Every person to whom a license is granted by said board of pharmacy shall display the same in a conspicuous place in the pharmacy in which he or she does business.

SEC. 9. No license granted by said State board shall be revoked except for just and sufficient cause.

SEC. 10. It shall be unlawful after the first day of July in the year one thousand eight hundred and ninety-one, for any person to practice as a pharmacist unless he or she shall have been granted a license by said board

SEC. 11. Nothing in this act shall be construed to apply to the business of a practitioner of medicine, who is not the proprietor of a store for retailing drugs, medicines or poisons, nor to prevent practitioners of medicines from supplying their patients with such articles as they may deem proper; nor to those who sell medicines and poisons at wholesale; nor to the manufacture or sale of patent or proprietary medicines; nor to the sale of the usual domestic remedies by retail dealers in the rural districts. And nothing in this act shall be construed as to prohibit the employment in any pharmacy of apprentices or assistants for the purpose of being instructed in the practice of pharmacy, but such apprentices or assistants shall not be permitted to prepare or dispense physicians' prescriptions, or to sell or furnish poisons, except in the presence of and under the personal supervision of a licensed pharmacist.

SEC. 12. The phrase "usual domestic remedies" in this act is hereby defined as follows, viz: Medicines that from common use, a knowledge of their properties and dose has been acquired; and includes only such remedies as may be safely employed without the advice of a physician, such as epsom salts, rochelle salts, salts of tartar, borax, sulphur, magnesia, camphor, aloes, myrrh, guaiac, arnica, rhubarb, senna, squills, ipecac, and preparations of above; also castor oil, olive oil, organum, spike, amber, wintergreen, peppermint, and wormwood, glycerine, spirits of nitre, and other like remedies, but does not include opium, morphine, laudanum, strychnine, arsenic, belladonna, aconite and other poisons requiring knowledge and pharmaceutical skill to safely dispense, unless they be sold in original packages, or packages bearing the label of a licensed pharmacist. The phrase "rural districts" used in this act is hereby declared to apply only to small villages and country districts having less than two stores, where pharmacy is practiced. The phrase "practice of pharmacy" used in this act is hereby defined as follows, viz: The compounding of prescriptions or of any United States pharmacopœial preparation or of any substance to be

used as a medicine, or the retailing of any drug or poison for medicinal purposes.

SEC. 13. Any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor and on conviction thereof shall be punished by a fine of not less than \$25, nor more than \$50, or imprisonment not to exceed six months.

SEC. 14. Members of the board shall receive three dollars a day each, and necessary expenses for time spent in examining applicants and granting licenses, if the fees received from applicants, together with fines received as provided in section fifteen of this act, shall be sufficient; and annually before the 1st day of January shall render to the State auditor a full statement of receipts and disbursements for the preceding year.

SEC. 15. One-half of all fines collected for violation of said act shall be paid by the State to the treasurer of said board.

SEC. 16. The county court shall have exclusive right to hear, try and determine all cases for violations arising under said act, and their jurisdiction is hereby extended to enable them to enforce the penalties imposed by any or all sections thereof.

SEC. 17. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

SEC. 18. This act shall take effect from its passage.

Which was read the first and second times, and under the rules ordered to lie and be printed.

Mr. Steele from the joint special committee on public health, to whom had been referred house bill entitled

H. 327. An act entitled an act to regulate the practice of medicine and surgery, and constituting a State board of medical examiners,

Reported the following substitute bill, entitled

H. 396. An act to amend sections 3908 and 3909 of the Revised Laws relating to the practice of medicine.

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION 1. Section 3908 of the Revised Laws is hereby amended by striking out the following words beginning with the first line: "Medical societies organized under a charter from the general assembly," and inserting in lieu thereof the following words: "The Vermont Medical society, the Vermont Homœopathic Medical society, and the Vermont Eclectic Medical society."

SEC. 2. Section 3908 of the Revised Laws is hereby amended by striking out the following words in the last line "either from a county district or State society."

SEC. 3. This act shall take effect from its passage.

Which was read the first and second times, and under the rules ordered to lie and be printed.

Mr. Peck, from the committee on education, to whom had been referred House bill entitled

H. 129. An act to establish the Vermont State Agricultural and Mechanical College,

Reported the following substitute bill, entitled

An act relating to the University of Vermont and State Agricultural College.

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION. 1. The present terms of office of the nine trustees of the University of Vermont and State Agricultural College on the part of the Vermont Agricultural College, and of said trustees, as trustees of the Vermont Agricultural College, shall terminate December 1, 1890, and on and after said date the trustees appointed and confirmed as hereinafter provided shall be their successors.

SEC. 2. Said nine trustees shall hereafter be appointed by the governor and confirmed by the senate, as follows:—

Two of said trustees shall be so nominated and confirmed from among six persons to be recommended to the governor by the directors of the State Agricultural Society.

Two of said trustees shall be so nominated and confirmed from among six persons to be recommended to the governor by the State Board of Agriculture.

Two of said trustees shall be so nominated and confirmed from among six persons to be recommended to the governor by the Vermont State Grange.

Two of said trustees shall be so nominated and confirmed from among six persons to be recommended to the governor by the State Dairymen's Association, and the remaining one of said trustees shall be so nominated and confirmed from among citizens of the State, representing and interested in mining or the mechanic arts.

The last named three of said trustees shall hold their first term of office for the term of two years from the first day of December, 1890. The two trustees to be nominated from among persons recommended by the State Agricultural Society, and one of the trustees to be nominated from among persons recommended by the State board of Agriculture shall hold their first term of office for four years from the 1st day of December, 1890. The other of said trustees to be nominated from among persons recommended by the State board of Agriculture, and the two trustees to be nomi-

nated from among persons recommended by the Vermont State Grange, shall hold their first term of office for six years from the 1st day of December, 1890.

And the successors of all said trustees shall respectively, from time to time, forever hereafter be recommended, nominated and confirmed in the manner above specified for the term of six years each from the 1st day of December of the year of their respective appointments, and all said trustees shall hold office until their successors are appointed, confirmed and qualified as above prescribed.

If any of the various organizations entitled as above to recommend persons to the governor for appointment as such trustees, shall neglect to make such recommendations by the 24th day of November of this year, or by the 10th day of November of any regular legislative session hereafter, it shall be the duty of the governor to nominate to the senate such persons as trustees for confirmation as he shall deem proper.

All vacancies occurring in said board of trustees on the part of said State Agricultural College shall be filled by the remainder of said last named board until the next regular legislative session, when the vacancies for the residue of said respective terms shall be filled by the governor and senate by nomination and confirmation as above prescribed.

SEC. 3. A board of visitors of said University of Vermont and State Agricultural College, consisting of four citizens of this State, two from each congressional district, shall be nominated by the governor and confirmed by the senate, who shall hold office for two years from the 1st day of December of the year of their appointment, whose duty shall be to visit and examine into the affairs and workings of said corporation at least twice in each year, and to make report of their doings and recommendations to the governor annually, which report shall be printed and circulated in suitable numbers at the expense of the experiment station connected with said University of Vermont and State Agricultural College.

The actual expense of said board of visitors in the discharge of their above-named duties, shall be paid by the State.

SEC. 4. So much of section two of an act entitled "an act to incorporate the University of Vermont and State Agricultural college," approved November 9, 1865, as is inconsistent with the provisions of this act, is hereby repealed.

SEC. 5. This act shall take effect from the date of its acceptance by the University of Vermont and State Agricultural college, and the filing in the secretary of State's office of a certificate of such acceptance under the seal of said corporation, signed by its president and secretary.

Mr. Livingston of Morristown objected to the substitution of the foregoing for the original bill, and pending the question, will

the house substitute the bill recommended by the committee for the original bill? on motion of Mr. Moloney of Rutland the same was ordered to lie, and be made the special order for to-morrow morning at eleven o'clock, and the clerk be directed to procure the printing of the report of the committee with the bill proposed by them.

Mr. Hubbard, from the committee on highways, bridges and ferries, to whom had been referred House bill entitled

H. 280. An act in aid of the repairing of certain highways in the town of Mendon,

Reported in favor of its passage when amended in section one, line one, by filling the blank before the word "dollars" with the words *two thousand*.

Which amendment was agreed to, and the third reading of the bill, as amended, was ordered for to-morrow morning.

House bill entitled

H. 369. An act in amendment of section 3895, Revised Laws of Vermont,

Was read the third time, and pending the question, shall the bill pass? On motion of Mr. Abell, from the committee on revision of bills, the same was committed to that member to amend;

First, In section one, line four, by striking out the words "shall be," and inserting in lieu thereof the words *is hereby*..

Second, By striking out the words "Sec. 2," in the first line of section two.

Third, By re-numbering section three as section two.

Fourth, By striking out the word "are" in section two as re-numbered and inserting in lieu thereof the word *is*.

And the bill, as amended, was passed.

Thereupon, on motion of Mr. Abell, the title of the bill was amended by striking out the words "of Vermont" and inserting in lieu thereof the words *relating to the further protection of game*.

House bill entitled

H. 319. An act to encourage the erection of new hotels in towns and villages in this State,

Was read the third time, and pending the question, shall the bill pass? on motion of Mr. Smith from the committee on revision of bills the same was committed to that member to amend in section one, line six, by striking out the word "time" and inserting in lieu thereof the word *term*.

And the bill as amended, was passed.

House bill entitled

H. 361. An act enabling certain towns to obtain street lights,

Was read the third time, and pending the question, shall the bill pass ? on motion of Mr. Smith from the committee on revision of bills the same was committed to that member to amend ;

First, In section one, line two, by striking out the word "the" where it first occurs and inserting in lieu thereof the word *an*.

Second, In section one, line four, by striking out the word "such" and inserting in lieu thereof the word *that*.

Third, In section one, line seven, by striking out the word "town" and inserting in lieu thereof the word *towns*.

And the bill, as amended, was passed.

House bill entitled

H. 365. An act to amend No. 78 of the laws of 1882, relating to cruelty to animals,

Was read the third time, and pending the question, shall the bill pass ? on motion of Mr. Smith from the committee on revision of bills the same was committed to that member to amend ;

First, In section one, lines three and four, by striking out the words "shall keep or use any," and inserting in lieu thereof the words *keeps or uses a*.

Second, In section one, line nine, by striking out the word "be," and inserting in lieu thereof the words *who is*.

Third, In section one, line ten, by striking out the words "of any bird."

Fourth, In section one, line eleven, by striking out the words "shall rent any," and inserting in lieu thereof the words *rents a*.

Fifth, By striking out all of line thirteen of said section and inserting in lieu thereof the words *or knowingly permits or suffers*.

Sixth, By inserting in line seventeen of said section, between the words "by" and "fine," the word *a*.

And the bill, as amended, was passed.

House bill entitled

H. 380. An act empowering certain towns to appropriate money for the construction and maintenance of sidewalks,

Was read the third time, and pending the question, shall the bill pass ? on motion of Mr. Smith from the committee on revision of bills the same was committed to that member to amend ;

First, In section one, line nine, by striking out the word "town," and inserting in lieu thereof the word *towns*.

Second, In section three, line one, by striking out the word "can," and inserting in lieu thereof the word *shall*.

And the bill, as amended, was passed.

On motion of Mr. Moloney of Rutland the house adjourned.

WEDNESDAY, NOVEMBER 19, 1890.

Reading of the scriptures and prayer by the chaplain.

The speaker announced the appointment on the part of the house as a committee under joint resolution relating to final adjournment:

Mr. James of Weybridge,
Proctor of Proctor,
Shepardson of Fairfax.

Mr. Merrill, from the committee on claims, to whom had been referred house bill entitled

H. 344. An act relating to the Vermont Historical Gazeteer,

Reported in favor of its passage when amended by striking out all after the enacting clause, and inserting in lieu thereof the following:

SEC. 1. *State aid shall be extended to volumes five and six of the Vermont Historical Gazeteer the same as given to the earlier volumes of the work by number one hundred thirty-three of the acts of 1880, and No. 210, acts of 1882, provided that the rights secured to towns, or subscribers in the towns, by said acts shall, under the terms of this act extend only to the towns of Windham and Windsor counties, and provided, also, that the expense to the State under this act shall not exceed four hundred dollars.*

Which amendment was agreed to, and the third reading of the bill, as amended, was ordered for to-morrow morning.

Mr. Kelton, from the joint special committee on temperance, to whom had been referred house bill entitled

H. 40. An act to repeal No. 38 of the laws of 1888, amending section 3800 of the Revised Laws, relating to intoxicating liquors,

Reported in favor of its passage, and the question being. shall the bill be read the third time? it was decided in the negative.

Yeas, 94; nays, 113.

The yeas and nays having been demanded by Mr. Taylor of Cornwall, were taken, and are as follows:

Those members who voted in the affirmative are Messrs.:

Abell,
Beebe,
Blake,
Bowen,
Brockway,
Brown of Goshen,
Brown of Tunbridge,
Brown of Whitingham,
Bucklin,
Buffum,
Bullard,
Cannan of Moretown,
Cannon of West Rutland,
Carpenter of Rupert,
Chandler,
Childs,
Clark,
Colby,
Conway,
Cook,
Covell,
Croft,
Crossett,
Darling of Middlesex,
Drury,
Dunham,
Eastman,
Fairbanks,
Farmer,
Fay of Milton,
Field,
Flint,

Francis,
Frizzell,
Gipson,
Goodro,
Griffith,
Hallock,
Heath,
Hibbard,
Holden,
Houghton of Bennington,
Houghton of Stamford,
Hulett,
Humphrey,
Huntington,
Hyde,
Johnson,
Jubell,
Kelley,
Kellogg,
Kelton,
Kenyon,
Macomber,
Marshall,
Miller of West Fairlee,
Moloney,
Montgomery,
Moore,
Morgan,
Orvis,
Parker,
Parkhurst,
Paul,

Petty,
Pierce,
Preston,
Proctor of Fair Haven,
Prouty of Fairfield,
Reed,
Rice of Somerset,
Rogers,
Rooney,
Ryan,
Ryther,
Sanderson,
Sawyer of Leicester,
Sawyer of Sudbury,
Smith of Pittsford,
Smith of Topsham,
Spaulding,
Squier,
Stevens of Maldstone,
Tarbell,
Taylor of Cornwall,
Taylor of Fletcher,
Templeton,
Thomas of Hubbardton,
Tudhope,
Tyler,
Warner,
Warren,
Williams,
Wright—94.

Those members who voted in the negative are Messrs.

Adams,
Amsden,
Bartlett,
Bean,
Bemis,
Blakely,
Booth,
Boynton of Woodstock,
Bradley,
Briggs,
Brown of Sheldon,
Brown of Waterford,
Bugbee,
Burbank,
Burnett,
Canfield,
Cave,
Chafey,
Chamberlin,
Chedel,
Claghorn,
Clogston,
Coe,
Cree,
Cross,
Cummings,
Darling of Chelsea,
Davis of Corinth,
Davis of Essex,
Dexter,
Donaldson,
Dustin,
Eldredge,
Fay of Jericho,
Fitch,
Gardner,
Gilman,
Gleason,

Goodspeed,
Gray,
Green,
Harlow,
Harvey,
Hemenway,
Hewitt,
Hill of Lunenburg,
Hobson,
Horton,
Houghton of Waterville,
Houghton of Westminster,
Hubbard,
Jackson,
James,
Janes,
Jones,
Joslyn,
Kezer,
Kidder,
Kimball,
Kinerson,
Labaree,
Ladd,
Langdon,
Lawrence,
Livingston,
Mann,
Manning,
Marsh,
Martin,
Merrill,
Miller of Dummerston,
Miller of Shelburne,
Nute,
Olmsted,
Parlin,
Peck,

Perry of Barre,
Perry of Newfane,
Phelps,
Phillips,
Pollard,
Powers,
Proctor of Proctor,
Prouty of Franklin,
Ranney,
Rice of Westford,
Robbins,
Robinson,
Shepardson,
Sherwin,
Simonds,
Smith of East Haven,
Smith of Fairlee,
Smith of Royalton,
Smith of St. Albans,
Smith of Stratton,
Stebbins,
Stevens of Bloomfield,
Taylor of West Windsor,
Thomas of Monkton,
Thrasher,
Tillotson,
Tomlinson,
Tucker,
Walbridge,
Walker,
Ware,
Wedgworth,
Wells,
Wilcox of Bridport,
Wilcox of Granby,
Wood,
Woodbury.—113.

A message from the senate by Mr. Powers their secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have passed bills of the following titles :

S. 47. An act granting additional powers to Westminster East Parish.

S. 65. An act to amend section twenty of number two of the acts of 1882, relating to the grand list.

S. 83. An act providing for the dedication of the Bennington battle monument, and centennial celebration of the admission of Vermont as a state.

S. 84. An act relating to the Bennington battle monument.

S. 128. An act extending the jurisdiction of the judge of probate in certain cases of claims of heirs and legatees in favor of estates.

S. 143. An act to enable school district number nine in Washington, Vermont, to issue bonds for the funding its indebtedness incurred by building a new school house in said district,

In the passage of which the concurrence of the house is requested.

The senate have considered house bills of the following titles :

H. 4. An act to incorporate the Vermont electric company.

H. 147. An act to legalize the grand lists and quadrennial appraisal of the town of Mount Tabor for the year 1890.

H. 203. An act to incorporate the West Brattleboro Cemetery association.

H. 314. An act to amend section 285 of the Revised Laws,

H. 321. An act relating to the protection of horse owners.

H. 347. An act to consolidate, amend, and in addition to an act entitled an act incorporating the inhabitants of the first school district in Rockingham.

And have passed the same in concurrence.

The senate have considered house bills of the following titles:

H. 199. An act in addition to section sixty-six of chapter six of the Revised Laws, relating to check list of voters.

H. 276. An act to incorporate the village of Poultney.

And have passed the same in concurrence with proposals of amendment.

In the adoption of which the concurrence of the house is requested.

The senate have considered a house bill entitled

H. 103. An act to protect occupants of sleeping cars,

And have refused the same a third reading.

The governor has informed the senate that he has approved bills originating in the senate, of the following titles:

S. 51. An act to provide a truant officer for the city of Burlington.

S. 138. An act to incorporate the Rutland English and Classical institute.

House bill entitled

H. 354. An act to equalize taxation,

Was taken up as a special order, and pending the question, shall the bill be read the third time? Mr. Cannon, of Moretown, moved that the same be dismissed,

Pending which, on motion of Mr. Miller, of Shelburne, the house adjourned. •

AFTERNOON.

House bill entitled

H. 354. An act to equalize taxation,

Was taken up as unfinished business, and the pending question being, shall the bill be dismissed? it was decided in the negative.

And the question recurring, shall the bill be read the third time? on motion of Mr. Tarbell of Londonderry the same was ordered to lie.

Mr. Brown from the committee on education to whom had been referred house bill entitled

H. 101. An act dividing the funds arising from the grammar school lands in Orleans county,

Reported in favor of its passage when amended by striking out all of section seven and inserting in lieu thereof the following:

SEC. 7. *The trustees of each of said academies shall secure and provide, by subscription, gift or otherwise, aside from the income from the rentals aforesaid, a permanent endowment fund of at least ten thousand dollars to be securely invested and the income therefrom devoted to the maintenance of said academies; one-half of said ten thousand dollars shall be raised within one year, and any endowment fund which either of said academies now has may be used as a part of said endowment fund and may be applied upon*

the five thousand dollars which each of said academies is to secure and provide within one year. The full sum of ten thousand dollars for each of said corporations shall be secured and invested as aforesaid, within five years from and after the passage of this act. And each of said academies shall maintain at least thirty-three weeks of school in each year, twenty weeks of which shall be devoted to special instruction for teachers. In case of the failure of either of said corporations to fully provide said endowment fund as aforesaid, within the time limited, the grammar school lands herein assigned to the corporation so failing to comply with the provisions of this section, shall revert to the care, management and disposal of the several towns, in the same manner as before the passage of this act.

Which amendment was agreed to, and the bill, as amended, was read the third time.

And the question being, shall the bill pass? it was decided in the negative. Yeas, 80; nays, 104.

The yeas and nays having been demanded by Mr. Farmer of Westmore were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Amsden.	Harvey.	Reed.
Bemis.	Hobson.	Rice of Westford.
Blake.	Horton.	Robbins.
Boynton of Woodstock.	Houghton of Westminster.	Rooney.
Brown of Goshen.	Hulett.	Ryan.
Brown of Sheldon.	Humphrey.	Sanderson.
Buffum.	James.	Sawyer of Leicester.
Bullard.	Johnson.	Sawyer of Sudbury.
Burbank.	Joslyn.	Sayles.
Burnett.	Jubell.	Smith of Fairlee.
Byington.	Kelton.	Smith of Pittsford.
Cannan of Moretown.	Ladd.	Smith of Royalton.
Cannon of West Rutland.	Lawrence.	Smith of Topsham.
Carpenter of Rupert.	Marshall.	Squier.
Chandler.	Martin.	Templeton.
Clogston.	Merrill.	Thompson.
Coe.	Miller of Sheleurne.	Thrasher.
Darling of Chelsea.	Moloney.	Tucker.
Dustin.	Nute.	Tudhope.
Enright.	Parkhurst.	Waterman.
Fay of Jericho.	Peck.	Wedgeworth.
Fay of Milton.	Petty.	Wells.
Field.	Phillips.	Williams.
Fisher.	Pollard.	Woodbury.
Gilman.	Powers.	Wright. — 80
Gipson.	Proctor of Fair Haven.	
Goodro.	Prouty of Franklin.	

Those members who voted in the affirmative are Messrs.

Bean.	Canfield.	Dunham.
Beebe.	Cave.	Eldredge.
Blakely.	Chafey.	Fairbanks.
Booth.	Chedel.	Farmer.
Bowen.	Childs.	Fitch.
Boynton of Westfield.	Claghorn.	Flint.
Bradley.	Cook.	Francis.
Briggs.	Croft.	Gardner.
Brockway.	Cummings.	Gleason.
Brown of Tunbridge.	Daniels.	Goodspeed.
Brown of Waterford.	Darling of Middlesex.	Green.
Brown of Whitingham.	Davis of Corinth.	Griffith.
Bugbee.	Dexter.	Gulley.

Hallock,
Harlow,
Hastings,
Heath,
Hemenway,
Hewett,
Hill of Lunenburg,
Holden,
Houghton of Bennington,
Houghton of Stamford,
Houghton of Waterville,
Huntington,
Jackson,
Jones,
Kelley,
Kellogg,
Kendall,
Kezer,
Kidder,
Labaree,
Langdon,
Macomber.

Manning,
Marsh,
Miller of Dummerston,
Miller of West Fairlee,
Montgomery,
Moore,
Morgan,
Orvis,
Parker,
Parlin,
Paul,
Perry of Barre,
Perry of Newfane,
Phelps,
Preston,
Proctor of Proctor,
Prouty of Fairfield,
Rice of Somerset,
Robinson,
Rogers,
Ryther,
Sherwin.

Simonds,
Smith of East Haven,
Smith of Stratton,
Spaulding,
Stebbins,
Stevens of Maldstone,
Stowe,
Tarbell,
Taylor of Fletcher,
Taylor of West Windsor,
Thomas of Hubbardton,
Thomas of Monkton,
Tillotson,
Tyler,
Walbridge,
Walker,
Ware,
Warner,
Warren,
White,
Wilcox of Bridport,
Wood.—104.

House bill entitled

H. 21. An act relating to the taxation of deposits in savings banks, savings institutions and trust companies,

Was taken up as a special order, and pending the question, shall the bill be read the third time? Mr. Drury of South Burlington moved that the same be dismissed.

Which was agreed to. Yeas, 114; nays, 99.

The yeas and nays having been demanded by Mr. Ryther of Dover were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Amsden,
Blakely,
Booth,
Brockway,
Brown of Sheldon,
Brown of Waterford,
Buffum,
Burbank,
Byington,
Canfield,
Cannan of Moretown,
Carpenter of Starksboro,
Chandler,
Chedel,
Clogston,
Coe,
Conway,
Cook,
Covell,
Cree,
Cross,
Davis of Danville,
Dexter,
Drury,
Enright,
Fay of Jericho,
Fay of Milton,
Fitts of Cabot,
Francis,
Gilman,
Gipson,
Gleason,
Gove,
Gray,
Harlow,
Hemenway,
Hewett,
Hibbard,

Hill of Elmore,
Hobson,
Horton,
Houghton of Bennington,
Houghton of Westminster,
Hulett,
Hyde,
James,
Janes,
Johnson,
Joslyn,
Jubell,
Kelley,
Kendall,
Kenyon,
Kezer,
Kimball,
Labaree,
Ladd,
Lawrence,
Livingston,
Macomber,
Mann,
Marshall,
Merrill,
Miller of Dummerston,
Miller of Shelburne,
Moloney,
Montgomery,
Needham,
Nute,
Olmsted,
Paul,
Peck,
Petty,
Phelps,
Phillips,
Pollard,

Preston,
Proctor of Proctor,
Prouty of Franklin,
Robbins,
Robinson,
Sanderson,
Sawyer of Leicester,
Sayles,
Shepardson,
Sherwin,
Smith of Royalton,
Smith of St. Albans,
Smith of Stratton,
Squier,
Stearns,
Stebbins,
Steele,
Stevens of Bloomfield,
Stevens of Maldstone,
Taylor of Cornwall,
Taylor of Fletcher,
Taylor of West Windsor,
Templeton,
Thompson,
Thrasher,
Tomlinson,
Tucker,
Tudhope,
Tyler,
Walker,
Warner,
Waterman,
Wells,
Wilcox of Granby,
Williams,
Wood,
Wright.—114.

Those members who voted in the negative are Messrs.

Abell,	Davis of Essex,	Moore,
Adams,	Donaldson,	Morgan,
Aiken,	Eldredge,	Parker,
Bartlett,	Fairbanks,	Parlin,
Bean,	Farmer,	Perry of Barre,
Bemis,	Field,	Perry of Newfane,
Birchard,	Fisher,	Pierce,
Blake,	Fitch,	Proctor of Fair Haven,
Bowen,	Flint,	Ranney,
Boynton of Westfield,	Frizzell,	Reed,
Boynton of Woodstock,	Gardner,	Rice of Somerset,
Bradley,	Goodro,	Rice of Westford,
Briggs,	Goodspeed,	Rogers,
Brown of Goshen,	Green,	Rooney,
Brown of Tunbridge,	Griffith,	Ryther,
Brown of Whitingham,	Gulley,	Sawyer of Sudbury,
Bucklin,	Harvey,	Simonds,
Bugbee,	Heath,	Smith of East Haven,
Bullard,	Hill of Lunenburg,	Smith of Fairlee,
Burnett,	Holden,	Smith of Pittsford,
Cannon of West Rutland,	Houghton of Stamford,	Smith of Tompsham,
Chafey,	Houghton of Waterville,	Spaulding,
Chamberlin,	Hubbard,	Stowe,
Chase,	Humphrey,	Tarbell,
Childs,	Huntington,	Thomas of Hubbardton,
Chipman,	Jackson,	Thomas of Monkton,
Colby,	Kellogg,	Walbridge,
Croft,	Kidder,	Ware,
Cummings,	Kinerson,	Warren,
Daniels,	Langdon,	Wedgeworth,
Darling of Chelsea,	Manning,	White,
Darling of Middlesex,	Martin,	Wilcox of Bridport,
Davis of Cornith,	Miller of West Fairlee,	Woodbury.—99.

Mr. Langdon from the committee on banks, to whom had been referred senate bill entitled

S. 55. An act to incorporate the Security and Investment Company,

Reported in favor of its passage in concurrence, recommending that the house propose to the senate to amend the bill in section one, line six, by striking out the words "and may have branch offices elsewhere,"

Which proposal of amendment was agreed to, and the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Amsden from the same committee, to whom had been referred senate bill entitled

S. 86. An act to incorporate the Essex Co-operative Savings and Loan Association,

Reported in favor of its passage in concurrence,

And the bill was read the third time and pending the question, shall the bill pass in concurrence? on motion of Mr. Abell of West Haven the same was ordered to lie.

Mr. Williams from the committee on corporations, to whom had been referred senate bill entitled

S. 77. An act to incorporate the Grand Isle Horse Breeders' Association,

Reported in favor of its passage in concurrence, and the bill was read the third time, and passed in concurrence.

Senate bills of the following titles were severally read the first and second times and referred as follows:

S. 47. An act granting additional powers to Westminster East Parish,

To the committee on corporations.

S. 65. An act to amend section 20 of No. two of the acts of 1882, relating to the grand list,

To the committee on the grand list.

S. 83. An act providing for the dedication of the Bennington battle monument and the centennial celebration of the admission of Vermont as a State,

To the committee on military affairs.

S. 81. An act relating to the Bennington battle monument,

To the same committee.

S. 128. An act giving jurisdiction to the probate court in cases where the heirs and legatees are indebted to testate or intestate estates,

To the judiciary committee.

S. 143. An act to enable school district No. 9 in Washington, Vt., to issue bonds for the purpose of funding its indebtedness incurred by building a new school house in said district,

To committee on corporations.

House bill entitled

H. 257. An act authorizing licenses for the sale of intoxicating liquors in towns voting to grant them,

Was taken up as a special order, and pending the question, shall the bill be read the third time? on motion of Mr. Horton of Chittenden, the same was ordered to lie and be made the special order for to-morrow afternoon at two o'clock and thirty minutes.

House bill entitled

H. 384. An act to provide for the representation of Vermont at the World's Columbian Exposition,

Was taken up as a special order, and the pending question being, will the house reconsider its vote dismissing the bill? it was decided in the affirmative. And the question recurring, shall the bill be read the third time? Mr. Thrasher of Newport, moved to reconsider the vote amending the bill in section four, line three, by striking out the word "thirty" and inserting in lieu thereof the word *three*.

Which was agreed to, and on motion of Mr. Colby of Victory,

the bill was amended by striking out in section four, line three, the word "thirty" and inserting in lieu thereof the word *five*, and the third reading of the bill as amended was ordered for to-morrow morning.

House bill entitled

H. 129. An act to establish the Vermont State Agricultural and Mechanical College,

Was taken up as a special order, and the question being, will the house substitute the bill recommended by the committee? on motion of Mr. Livingston of Morristown, the same was ordered to lie and be made the special order for to-morrow morning at ten o'clock and thirty minutes.

On motion of Mr. Amsden of Weathersfield, the house adjourned.

THURSDAY, NOVEMBER 20, 1890.

Reading of the scriptures and prayer by the chaplain.

Mr. Kinnerson from a majority of the committee on the grand list, to whom had been referred senate bill entitled

S. 38. An act exempting certain mortgage indebtedness from taxation,

Reported adversely to its passage in concurrence, and pending the question, shall the bill be read the third time? on motion of Mr. Byington of Charlotte, the same was ordered to lie.

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have passed bills of the following titles:

S. 97. An act relating to judges of the supreme court.

S. 129. An act in relation to the sale of real estate on execution under number 139 of the acts of 1884, number sixty-five of 1886, and number fifty-two of 1888.

S. 141. An act for the preservation of public health and in amendment of the statutes relating thereto.

In the passage of which the concurrence of the house is requested.

The senate have considered house bills of the following titles :

H. 96. An act in addition to the charter of the village of West Randolph.

H. 109. An act to incorporate the Bristol and Richmond Railroad Company.

H. 172. An act to legalize the proceedings for the annexation of territory to the village of St. Johnsbury.

H. 265. An act to pay Jerome Dumas the sum therein named.

H. 286. An act granting a ferry to Zeb Martin at Larrabee's Point, in the town of Shoreham.

H. 304. An act to repeal number sixty-nine of the laws of 1886, relating to appearance in divorce cases.

H. 362. An act authorizing the quartermaster general to allow the Sons of Veterans to use the State tents at their annual encampment.

H. 378. An act to incorporate the Hancock and Rochester Telephone Association.

H. 381. An act relating to text books, in addition to chapter ten, of number nine, laws of 1888, relating to public instruction.

H. 383. An act appropriating a certain sum of money for the support of the Soldiers' Home, and the building and furnishing of a hospital for its inmates.

H. 387. An act relating to the support of insane persons.

H. 388. An act to incorporate the Pittsfield and Rochester Telephone Association.

H. 389. An act to incorporate the Vermont Fish and Game League.

H. 390. An act in addition to an act entitled an act to incorporate the Cedar Mountain Slate company, approved November 10, 1852.

And have passed the same in concurrence.

The senate have considered house bills of the following titles:

H. 39. An act to simplify indictments for perjury.

H. 136. An act to incorporate the Union Savings Bank and Trust Company of Morrisville, Vermont.

H. 200. An act to incorporate the Orleans Trust Company.

H. 253. An act to incorporate the Young Men's Christian Association of Brattleboro, Vermont.

H. 261. An act relating to roofs and roofing slate.

H. 318. An act to incorporate the Security Savings Bank and Trust Company of Middlebury.

H. 382. An act relating to the repair of highways and bridges.

And have passed the same in concurrence with proposals of amendment.

In the adoption of which the concurrence of the house is requested.

The senate have considered house proposal of amendment to senate bill entitled

S. 70. An act in amendment of section 1477 of the Revised Laws, relating to exemptions from arrest in actions founded on contract,

And have concurred therein.

The senate have considered house proposal of amendment to senate bill entitled

S. 28. An act in amendment of an act to provide for the appointment of overseers' of the poor,

And have refused to concur therein.

Senate proposal of amendment to house bill entitled

H. 199. An act in relation to section 66 of chapter six of the Revised Laws, relating to check-list of voters,

By adding to section one the words

If the person challenged is absent from home, or without this State, such notice shall be deemed sufficient if left in writing, at the last and usual place of abode of the person to be notified within the town;

Was considered and concurred in.

Senate proposals of amendment to house bill entitled

H. 276. An act to incorporate the village of Poultney,

First, By striking out the words "such proportion of the same never to exceed twenty-five per cent or," in lines eight and nine, section thirteen.

Second, By striking out the word "shall" in line sixteen of said section.

Were severally considered and concurred in.

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR SPEAKER:

I am directed to request the house to return to the possession of the senate, house bill entitled

H. 381. An act relating to text books in addition to chapter ten of number nine, laws of 1888, relating to public instruction.

House bill entitled

H. 129. An act to establish the Vermont State Agricultural and Mechanical College,

Was taken up as a special order, and pending the question, will the house substitute the bill recommended by the committee?

On motion of Mr. Pollard of Chester, the house adjourned.

AFTERNOON.

House bill entitled

H. 129. An act to establish the Vermont State Agricultural and Mechanical College,

Was taken up as unfinished business, and the question being, will the house substitute the bill recommended by the committee?

It was decided in the negative, yeas 56 ; nays 164.

The yeas and nays having been demanded by Mr. Steele of Stockbridge, were taken and are as follows :

Those members who voted in the affirmative are Messrs.

Adams,
Blake.
Boynton of Woodstock
Briggs.
Brown of Sheldon,
Buffum.
Brunett,
Byington,
Canfield,
Chafey,
Chedel,
Cook,
Cree,
Cross.
Davis of Danville,
Davis of Essex,
Dexter,
Drury.
Eastman,

Enright,
Fay of Jericho,
Fay of Milton,
Fleury,
Gulley,
Humphrey.
James,
Jones,
Joslyn,
Jubell,
Kellogg,
Kidder,
Lawrence,
Macomber,
Manning,
Merrill,
Miller of Shelburne,
Needham,
Nute,

Olmsted,
Paul,
Peck,
Petty,
Powers,
Robbins,
Rogers,
Sayles,
Smith of Royalton,
Smith of St. Albans,
Stearns,
Stevens of Maidstone,
Taylor of Fletcher,
Tomlinson,
Tucker,
Wells,
Wood,
Wright.—56.

Those members who voted in the negative are Messrs.

Abell,
Alken,
Amsden,
Bartlett,
Bean,
Bebee,
Bemis,
Birchard,
Blakely,
Booth.

Boynton of Westfield.
Bradley,
Brockway.
Brown of Goshen,
Brown of Tunbridge,
Brown of Waterford,
Brown of Whitingham,
Bucklin,
Bugbee,
Burbank,

Borroughs,
Cannan of Moretown,
Cannon of West Rutland,
Cave,
Chamberlin,
Chandler,
Chase,
Childs,
Chipman,
Claghorn,

Clark,	Houghton of Bennington,	Ranney,
Clogston,	Houghton of Stamford,	Reed,
Coe,	Houghton of Waterville,	Rice of Somerset,
Colby,	Houghton of Westminster,	Rice of Westford,
Conway,	Hubbard,	Robinson,
Covell,	Hulett,	Rooney,
Croft,	Jackson,	Ryan,
Crossett,	Janes,	Sanderson,
Cummings,	Johnson,	Sawyer of Leicester,
Daniels,	Kelley,	Sawyer of Sudbury,
Darling of Chelsea,	Kelton,	Sherwin,
Darling of Middlesex,	Kendall,	Simonds,
Davis of Corinth,	Kenyon,	Smith of East Haven,
Donaldson,	Kezer,	Smith of Fairlee,
Dunham,	Kimball,	Smith of Pittsford,
Fairbanks,	Kinerson,	Smith of Stratton,
Farmer,	Labaree,	Smith of Topsham,
Field,	Ladd,	Spaulding,
Fisher,	Livingston,	Squier,
Fitch,	Mann,	Stebbins,
Fitts of Cabot,	Marsh,	Steele,
Fitts of Vershire,	Marshall,	Stevens of Bloomfield,
Flint,	Martin,	Stowe,
Francis,	Miller of Dummerston,	Tarbell,
Frizzell,	Miller of West Fairlee,	Taylor of Cornwall,
Gardner,	Moloney,	Taylor of West Windsor,
Gilman,	Montgomery,	Templeton,
Gipson,	Moore,	Thomas of Hubbardton,
Gleason,	Morgan,	Thomas of Monkton,
Goodro,	Niles,	Thompson,
Gove,	Orvis,	Thrasher,
Gray,	Parker,	Tillotson,
Green,	Parkhurst,	Tyler,
Griffith,	Parlin,	Walbridge,
Harlow,	Perry of Barre,	Walker,
Harvey,	Perry of Newfane,	Ware,
Hastings,	Phelps,	Warner,
Heath,	Phillips,	Warren,
Hemenway,	Pierce,	Waterman,
Hewett,	Pollard,	Wedgeworth,
Hill of Elmore,	Preston,	White,
Hill of Lunenburg,	Proctor of Fair Haven,	Wilcox of Bridport,
Hobson,	Proctor of Proctor,	Wilcox of Granby,
Holden,	Prouty of Fairfield,	Williams.—164.
Horton,	Prouty of Franklin,	

And the question being, shall the bill be read the third time? on motion of Mr. Livingston of Morristown, the same was amended by striking out all of section two and inserting in lieu thereof the following:

SEC. 2. *The governor, during the present session of the legislature, and biennially thereafter, shall appoint, with the advice and consent of the senate, nine trustees, whose term of office shall continue for two years and until their successors are appointed, whose duties are hereinafter set forth, and who are hereby constituted a body politic and corporate under the name of the Vermont State Agricultural and Mechanical College.*

And the third reading of the bill, as amended, was ordered for to-morrow morning.

House bill entitled

H. 257. An act authorizing licenses for the sale of intoxicating liquors in towns voting to grant them,

Was taken up as a special order. And the question being, shall the bill be read the third time? Mr. Croft of Clarendon moved that the same be amended as follows:

First, By inserting in section two, line four, after the word "provided," the words *in towns of less than one thousand inhabitants but one license shall be granted, and in towns of more than one thousand inhabitants the number of licenses shall not exceed one for each one thousand of the population of said town as determined by the United States census last completed before the granting of said licenses.*

Second, By striking out of lines three and four, section four, the words "shall not be less than three hundred nor more than one thousand dollars," and inserting in lieu thereof the following: *In towns of fifteen hundred inhabitants or less shall not be less than three hundred nor more than five hundred dollars; in towns of over fifteen hundred and not exceeding twenty-five hundred inhabitants, not less than five hundred nor more than seven hundred and fifty dollars; in towns of over twenty-five hundred and not exceeding five thousand inhabitants, not less than seven hundred and fifty nor more than one thousand dollars; and in towns of more than five thousand inhabitants, not less than one thousand nor more than fifteen hundred dollars.*

Third, By striking out the words "and of a person," in line fourteen, of section ten, and inserting in lieu thereof the following: *nor shall any music, entertainment or playing of cards, dice, dominoes or other games be permitted on said premises; and if the license,*

Which amendments were severally agreed to, and the question recurring, shall the bill be read the third time? Mr. Ranney of Kirby, moved that the bill be dismissed, which was agreed to, yeas 154; nays 67.

The yeas and nays having been demanded by Mr. Ranney of Kirby, were taken and are as follows:

Those members who voted in the affirmative are Messrs.

Abell,
Aiken
Amsden,
Bartlett,
Bean,
Bemis,
Birchard,
Blake,
Blakely,
Booth
Boynton of Westfield,
Boynton of Woodstock,
Bradley,
Brockway,
Brown of Goshen,
Brown of Sheldon,
Brown of Waterford,
Bugbee,
Burbank
Burnett,
Burroughs,
Byington,
Canfield,
Carpenter of Rupert,
Cave,

Chafey,
Chamberlin,
Chedel,
Clark,
Clogston,
Coe,
Colby,
Conway,
Cree,
Cross,
Cummings,
Daniels,
Darling of Chelsea,
Darling of Middlesex,
Davis of Corinth,
Davis of Danville,
Davis of Essex,
Dexter,
Donaldson,
Dunham,
Dustin
Eastman,
Enright,
Fay of Jericho,
Field,

Fitch,
Fitts of Cabot,
Fitts of Vershire,
Fleury,
Flint,
Frizzell,
Gilman,
Gleason,
Gove,
Gray,
Green,
Gulley,
Hallock,
Harlow,
Harvey,
Hastings,
Heath,
Heminway,
Hewitt,
Hill of Elmore
Hill of Lunenburg,
Hobson,
Houghton of Waterville,
Houghton of Westminster,
Hubbard,

Hyde,
James,
Janes,
Johnson,
Jones,
Joslyn,
Kellogg,
Kelton,
Kendall,
Kezer,
Kidder,
Kimball,
Kinerson,
Llabaree,
Ladd,
Langdon,
Lawrence,
Livingston,
Macomber,
Mann,
Manning,
Marsh,
Martin,
Merrill,
Miller of Dummerston,
Miller of Shelburne,
Moore,

Morgan,
Needham,
Nute,
Olmsted,
Parker,
Parlin,
Paul,
Peck,
Perry of Barre,
Perry of Newfane,
Phelps,
Pollard,
Powers,
Preston,
Proctor of Proctor,
Prouty of Franklin,
Ranney,
Reed,
Rice of Westford,
Robbins,
Robinson,
Rogers,
Sayles,
Sherwin,
Simonds,
Smith of Fairlee,
Smith of Royalton,

Smith of St. Albans,
Smith of Stratton,
Smith of Topsham,
Stearns,
Stebbins,
Steele,
Stevens of Bloomfield,
Stowe,
Thomas of Monkton,
Thompson,
Thrasher,
Tillotson,
Tomlinson,
Tucker,
Tyler,
Walbridge,
Walker,
Ware,
Warren,
Waterman,
Wedgeworth,
Wells,
Wilcox of Bridport,
Wilcox of Granby,
Wright.—154.

Those members who voted in the negative are Messrs.

Adams,
Beebe,
Bowen,
Briggs,
Brown of Whitingham,
Bucklin,
Buffum,
Bullard,
Cannan of Moretown,
Cannon of West Rutland,
Chandler,
Childs,
Chipman,
Claghorn,
Cook,
Covell,
Croft,
Crossett,
Drury,
Fairbanks,
Farmer,
Fay of Milton,
Fisher,

Francis,
Gardner,
Gipson,
Griffith,
Horton,
Houghton of Bennington,
Houghton of Stamford,
Hulett,
Humphrey,
Jubell,
Kelley,
Kenyon,
Marshall,
Miller of West Fairlee,
Moloney,
Montgomery,
Niles,
Orvis,
Parkhurst,
Petty,
Pierce,
Proctor of Fair Haven,
Prouty of Fairfield,

Rice of Somerset,
Rooney,
Ryan,
Ryther,
Sanderson,
Sawyer of Leicester,
Sawyer of Sudbury,
Smith of East Haven,
Smith of Pittsford,
Squier,
Stevens of Maldstone,
Tarbell,
Taylor of Cornwall,
Templeton,
Thomas of Hubbardton,
Tudhope,
Warner,
White,
Williams,
Wood,
Woodbury.—67.

Mr. Fisher, from the committee on railroads, to whom had been referred house bill entitled

H. 312. An act to repeal No. 23 of the laws of 1886, entitled "an act to create a board of railroad commissioners and to define and regulate its powers and duties,"

Reported adversely to its passage, and pending the question, shall the bill be read the third time? on motion of Mr. Cannon of West Rutland, the same was ordered to lie and be made the special order for to-morrow morning at ten o'clock and thirty minutes.

Senate proposals of amendment to house bill entitled

H. 39. An act to simplify indictments for perjury,

As follows:

First, By inserting in line twenty-six of section two, after the words "said A. B." the following:

Which material matter is, in substance, as follows: (here set out the matter in said writing, claimed to be false).

Second, By striking out section three, and inserting in lieu thereof the following:

SECTION 3. *Indictments against persons for committing perjury before a person or persons, or before a board consisting of more than one person, authorized by law to examine any person under oath, touching or concerning any matter or thing, drawn substantially as hereinafter provided, shall be sufficient in law, viz:*

State of Vermont, }
County, } ss. Be it remembered that at a term of the
County Court begun and held at within and for the
County of aforesaid, on the day of
A. D. , the grand jurors within and for the
said county of upon their oath present that
of in the county of ,
at in the said county of
on the day of A. D. , before
(here insert the name of the person or board before whom the perjury was committed), the said (here insert name of the person or board before whom the perjury was committed) then and there having authority to examine said (here insert name of defendant) under oath, committed the crime of perjury by testifying, in substance, as follows: (here set out the matter claimed to be false), against the peace and dignity of the State.

SEC. 4. *This act shall take effect from its passage.*

Were severally considered and concurred in.

Senate proposal of amendment to house bill entitled

H. 136. An act to incorporate the Union Savings Bank and Trust Company of Morrisville, Vt.,

By striking out in line two of section four as amended, the words "two hundred and fifty shares of," and inserting in lieu thereof the words, *the entire capital*,

Was considered and concurred in.

Senate proposal of amendment to house bill entitled

H. 253. An act to incorporate the Young Men's Christian Association of Brattleboro, Vermont,

By adding to section one the following:

The object of this corporation shall be the improvement of the spiritual, mental and social condition of young men of the town of Brattleboro, by the support and maintenance of lectures, sermons, libraries, reading rooms, gymnasiums, social meetings, and such other means and services as may conduce to the accomplishment of this object.

Was considered and concurred in.

Senate proposal of amendment to house bill entitled

H. 261. An act relating to roofs and roofing slate,

By striking out the second section thereof,

Was considered and concurred in.

Senate proposals of amendment to house bill entitled

H. 382. An act relating to the repair of highways and bridges,
as follows:

First, By striking out the words "without any deduction from the amount required in labor," in lines nine and ten of section one, and inserting in lieu thereof the words *and if paid in money one-fourth thereof shall be deducted.*

Second, By adding to section five the following:

Except that section 3057 is amended so that the several towns at their annual meeting may vote to allow a good hand at the rate of more than twelve and a half cents for each hour, but not to exceed the rate of fifteen cents for each hour.

Were severally considered and concurred in.

Senate proposal of amendment to house bill entitled

H. 200. An act to incorporate the Orleans Trust Company,

By striking out the word "savings" in line seventeen, section seven, and inserting in lieu thereof the word *Trust*,

Was considered and concurred in.

Senate proposals of amendment to house bill entitled

H. 318. An act to incorporate the Security Savings Bank and Trust Company of Middlebury, as follows:

First, By inserting in line fifteen of section three, after the words "four o'clock P. M." the words *each day*, and after the word "excepted," the words *ten days*.

Second, By striking out the word "twenty" in the second line of section six, and inserting in lieu thereof the word *fifty*.

Third, By inserting in line five of said section, after the words "held by him," the words *within two years*.

Fourth, By adding to section seven the following:

The said directors shall be liable to the creditors and stockholders of said corporation, for any loss which may be sustained in consequence of any incompetency, unfaithfulness, or remissness in the discharge of their official duties hereinbefore or hereinafter prescribed; and any number of such directors may be sued in the same action by any claimant under these provisions.

Fifth, By striking out all of section fourteen, after the word "companies," in the third line thereof, and inserting in lieu thereof the following:

Provided that when a special direction is given by or an agreement made with those making deposits or leaving trust property with said corporation as to the mode of investment thereof, the same shall be strictly followed if in conformity with law.

Sixth, By inserting in line three, section sixteen, after the figures "1884" the words *and acts in amendment thereof.*

House bill entitled

H. 393. An act to provide a revenue for the payment of State expenses,

Was taken up, and the question being, shall the bill be read the third time? On motion of Mr. Smith of St. Albans the same was ordered to lie and be made the special order for to-morrow afternoon at two o'clock and thirty minutes.

Mr. Merrill of Enosburgh moved that the house return to the senate, agreeably to their request, house bill entitled

H. 381. An act relating to text books in addition to chapter ten of number nine, laws of 1888, relating to public instruction,

Which was agreed to.

Mr. Enright from the judiciary committee, reported the following bill entitled

H. 397. An act to define legislation on pending litigation :

It is hereby enacted by the General Assembly of the State of Vermont :

SECTION 1. No act of the general assembly shall effect any suit begun or pending at the time of its passage.

SEC. 2. This act shall not apply to acts to regulate the practice in the courts of this State, nor to acts relating to the competency of witnesses.

SEC. 3. This act shall take effect from its passage.

Which was read the first and second times and under the rules ordered to lie and be printed.

Mr. Thompson from the judiciary committee, reported the following bill entitled

H. 398. An act in addition to chapter 123 of Revised Laws, relating to annulling marriage and divorce.

It is hereby enacted by the General Assembly of the State of Vermont :

SEC. 1. The marriage contract may be annulled upon the peti-

tion of either party, when either party was a lunatic, as provided in section 2349 of Revised Laws, although such lunatic shall not have been deprived by such lunacy of mental capacity to understand the nature and effect of the marriage contract. The court may decree such alimony to either party as it may deem just when it annuls such marriage.

SEC. 2. This act shall take effect from its passage.

Which was read the first and second times and under the rules ordered to lie and be printed.

Mr. Darling from the committee on elections, to whom had been referred house bills of the following titles :

H. 3. An act to promote purity of elections, secure secrecy of the ballot and to provide for the printing and distribution of ballots at public expense.

H. 55. An act providing for a secret ballot in State and presidential elections.

H. 201. An act providing for a secret ballot in State and presidential elections.

Reported the following substitute bill :

H. 399. An act to promote purity, secure secrecy of the ballot, and to provide for the printing and distribution of ballots at public expense.

It is hereby enacted by the General Assembly of the State of Vermont :

SECTION 1. The registration of voters, the location of voting precincts, and all requisites for the proper conduct of elections, shall be as provided for by existing laws, except so far as the same may be modified by the requirements of this act.

SEC. 2. All ballots cast in elections for national, state, congressional, district, county, town and village officers, shall be printed and distributed at public expense.

SEC. 3. The expense of printing and distributing all ballots to be used in general elections, shall be defrayed by the county in which they are used. The expense of printing all ballots for local elections shall be defrayed by the city, village or town in which such local election is held.

SEC. 4. Candidates for public office to be filled by elections within this State, may be nominated in the following manner : Every political party, which at the last election for state or county officers polled at least one per centum of the entire vote cast in a state or county, may, at any convention of organized delegates representing such political party, make nominations to public office ; and such convention may also authorize a committee ap-

pointed by such convention to make nominations to public office by resolution passed by such convention.

SEC. 5. All nominations made by such convention or committee shall be certified as follows: The certificate shall be in writing, and shall contain the name of the office for which each person is nominated, his name and place of residence; and shall designate, in not more than three words, the party which such convention or committee represent. It shall be signed by the presiding officer and the secretary of such convention or committee, who shall add their signatures, their places of residence, and make oath to the truth of the same before an officer qualified to administer oaths, and such officer shall make a certificate that such oath was duly administered, which certificate shall be attached to such certificate of nomination. When the nomination is made by a committee, the certification of nomination shall contain a copy of the resolution authorizing the committee to make such nomination.

SEC. 6. Certificates of nomination of candidates for offices to be filled by the voters of the entire State, or of any division larger than a county, shall be filed with the secretary of state; for offices to be filled by the voters of an entire county such certificate shall be filed in the clerk's office of the county in which such election is to be held; for city, village, or town offices, such certificates shall be filed with the clerk of the city, village, or town in which such local election is to be held.

SEC. 7. Candidates for public office may be nominated otherwise than by convention or committee, in the manner following: A certificate of nomination, containing the name of a candidate for the office to be filled, together with such information as is required to be given in certificates provided for in section five of this act (except that said certificates shall designate, in not more than three words, instead of the party, the political or other name which the signers shall select), shall be signed by voters residing within the political division in and for which the officer or officers are to be elected to the number of at least one per centum of the entire vote cast at the last preceding election, in such political division for which such nomination is made. The signatures to the certificate of nomination need not all be appended to one paper. Each voter signing such certificate shall add his place of residence, and make oath that he is a voter, and has truly stated his residence, before an officer duly authorized to administer such oath. Such certificate when so executed and acknowledged may be filed as provided for in section six of this act, in the same manner, and with the same effect as a certificate of nomination made by a party, convention or committee.

SEC. 8. No certificate of nomination shall contain the names of more candidates for any office than there are persons to be elected to such office, and no person shall sign more than one certificate of nomination for any office.

SEC. 9. The secretary of State, and the several clerks, hereinbefore named, shall preserve in their respective offices all certificates of nomination filed therein, under the provisions of this act. All such certificates shall be open to public inspection, the same as other public documents.

SEC. 10. Certificates of nomination to be filed with the secretary of State, and county clerk, shall be filed not more than fifty, nor less than thirty days before the day fixed by law for the election of the persons nominated. The certificates of nomination to be filed with city, village or town clerks shall be filed not more than twenty, nor less than ten days before the day fixed by law for the election of the persons nominated.

SEC. 11. The secretary of State upon expiration of the time within which such certificate of nomination may be filed with him shall immediately certify to the county clerk of each county in which any of the voters may by law vote for a candidate or candidates named in the certificates, the name and description of each of such candidates, together with the other details mentioned in the certificate of nomination, so filed with the secretary of State.

SEC. 12. Any person whose name has been presented as a candidate may cause his name to be withdrawn from nomination, provided that he shall notify in writing the officer with whom the original certificate of his nomination was filed at least eight days before the day of election, that he declines such nomination, and on name so withdrawn shall be printed upon the ballot.

SEC. 13. All certificates of nomination which are in apparent conformity with the provisions of this act, shall be deemed to be valid unless objection thereto shall be duly made in writing at least eight days before the day of election. In case such objection is made, notice thereof shall forthwith be mailed to all candidates who may be affected thereby, addressed to them at their respective places of residence as given in the certificate of nomination. The officer with whom the original certificate was filed shall in the first instance, pass upon the validity of such objections, and his decision shall be final, unless an order shall be made by a court of competent jurisdiction upon notice duly given, pointing out the defect in the certificate of nomination.

SEC. 14. Whenever a proposed constitutional amendment or other question is to be submitted to the people of the State for popular vote, the secretary of state shall duly certify the same to each county clerk of the State not less than twenty-five days before election, and the clerk of each county shall include the proposition or question to be submitted, in the ballot to be used on election day.

SEC. 15. The several county clerks, in case of a general election, and the several city, village and town clerks, in case of city,

village or town election, shall at least five days before any such election is to be held, caused to be delivered to the presiding officer of elections in each election district in their respective county, town, city or village, five copies of a printed list containing the name, residence and party, or other designation of each candidate as hereinbefore provided, to be voted for by the voters of the respective election districts, and such presiding officer shall forthwith cause to be posted one of said lists at the place where the ballots are to be cast, and election held, and at least in four other public and conspicuous places in such election district.

SEC. 16. It shall be the duty of the several county, town, city and village clerks of this State, to prepare and provide, as hereinafter prescribed, ballots, printed on white paper, containing the names of all persons, certificates of whose nomination for public office have been filed with them, as provided in this act. The ballots to be printed by the several county clerks, shall be printed and ready for inspection by the candidates and their agents, at least five days before a general election. The ballots to be provided by the several city, village and town clerks shall be printed and ready for inspection at least five days before election.

SEC. 17. At least five sample ballots, for each polling place, printed on tinted paper, but in all other respects the same as official ballots, shall be provided by the several clerks named in the foregoing section, and shall be delivered to election officers together with the cards of instruction hereinafter mentioned.

SEC. 18. Ballots hereafter used, except as hereinafter provided for the election of public officers in this State, printed as hereinbefore provided, shall contain, under each appropriate head, the names of all the persons to be voted for at each election with their places of residence, with the name of the party or rather political organization to which each candidate belongs. In case of electors of president and vice-president of the United States, the names of the candidates for president and vice-president may be added to the party or political designation. Each ballot shall be endorsed by the words "official ballot" and be followed by the name of the district, ward, town, or precinct in which they are to be used, the date of election, and *fac simile* of the signature of the clerk causing the same to be printed, with his official title. There shall be left underneath each group of candidates for different offices, a blank space in which the voter may insert the name of any person for whom he may desire to vote. Wherever the approval of a constitutional amendment, or other question, is to be submitted to the people, such question shall be printed upon the ballot after the list of candidates. The ballot shall be so printed as to give each voter a clear opportunity to designate by a cross mark x in a sufficient margin at the right of the name of each candidate, his choice of candidates, and his answer to the question submitted; and on the ballot may be printed such words as will aid the voter to do this, "vote for one," "vote for three" "yes," "no," and the like.

SEC. 19. All ballots, when printed, shall be fastened together in blocks, containing one hundred ballots each, and in such manner that each ballot may be removed and detached separately.

SEC. 20. There shall be printed and furnished for each polling place at which an election is to be held, one hundred ballots for every fifty voters or fraction thereof, who voted at the last preceding election, excepting in cases of officers to be elected in towns, cities, and villages, and representatives to the general assembly, when there shall be provided three hundred ballots for each fifty voters, or fraction thereof. In case more ballots are required the presiding officer shall cause to be furnished a sufficient supply until there is an election.

SEC. 21. The several clerks whose duty it is to print and furnish the ballots provided for by this act, shall prepare full instructions for the guidance of voters at such election in regard to obtaining ballots, the manner of marking them, and the method of obtaining assistance in marking such ballots, and as to obtaining new ballots in place of those accidentally spoiled, and they shall respectively cause the same, together with sections 34, 35, 36 and 37 of this act, to be printed in large, clear type, on separate cards, to be called cards of instruction. They shall also furnish to the presiding officer of elections in each election district, at least five of such cards, at the same time and in the same manner as the printed ballots are furnished. Such presiding officer before the opening of the polls on election day shall post one of said cards of instruction and one sample ballot in plain view in the room where the ballots are cast, and at least four of said cards, and four sample ballots in and about the polling places.

SEC. 22. The several clerks aforesaid shall deliver or cause to be delivered by mail, or other reliable method, to the presiding officer aforesaid one package containing one hundred official ballots, except as provided in section twenty of this act, for every fifty voters or fraction thereof who voted at the last preceding election held in the district, town, county, city or village for which they are printed. Such official ballots shall be delivered to such presiding officer at least forty-eight hours before the hour for opening the polls on election day. Said official ballots shall be sent in sealed packages, with marks on the outside clearly designating the polling place for which they are intended, and the number of ballots inclosed. Such presiding officers shall on delivery to them of such packages return receipts therefor to the clerk from whom received.

SEC. 23. On the opening of the polls at each polling place, the presiding officer shall produce the sealed package of official ballots, and publicly open it, and deliver one book or block of ballots therein contained, to the ballot clerks hereinafter provided for. The other blocks of ballots, if any, shall be retained by the presiding

officer until they are called for by the ballot clerks, and needed for the purpose of voting.

SEC. 24. At least five days before any election hereafter to be held in the State, the officers whose duty it is by law to designate the polling places, shall determine the number and situation of the polling places in each town, city or village, and shall appoint four persons to act, and be known as ballot clerks for each polling place, within their jurisdiction. Two of such clerks shall be appointed from the party casting the largest number of votes, and two from the party casting the next largest number of votes at the last preceding election. The four clerks so appointed shall have charge of the ballots at such election, and furnish to the voters as hereinafter provided.

SEC. 25. The officer whose duty it is to designate the polling places shall cause the same to be suitably provided with a sufficient number of voting booths or compartments furnished with convenient shelves on which voters may conveniently mark their ballots, and in the marking thereof be screened from the observation of others, and such booths shall be supplied with the proper conveniences for marking the ballot. A guard rail shall be so constructed and placed that only such persons as are inside of said rail can approach within six feet of the ballot boxes and of such voting booths or compartments. The arrangement shall be such that neither the ballot boxes, nor the voting booths or compartments shall be hidden from view of those just outside the guard rail. The number of such voting booths or compartments shall not be less than one for every seventy-five voters qualified to vote at such polling place. Each booth or compartment shall be at least three feet square, and contain a shelf at least one foot wide extending across one side of such booth or compartment at a convenient height for writing. No persons other than the election officers and voters admitted as hereinafter provided, shall be permitted within said guard rail, except by authority of the election officers for the purpose of keeping order and enforcing the law. The officers charged with providing booths or compartments shall also furnish for each polling place the required ballot boxes, which shall be large enough to properly receive and hold the ballots to be cast for candidates for office in conformity with the provisions of this act. The expense thereof shall be a public charge to be paid by the town, city or village for which such boxes are provided.

SEC. 26. The ballot clerks shall at all times be under the supervision of the presiding officer aforesaid; shall keep the ballots within the polling place, and in plain view of the public, and deliver them only to qualified voters. Every qualified voter before receiving his ballot, shall announce his name and place of residence in a clear, audible tone of voice to the ballot clerk, or present the same in writing, and if such name is found upon the

check list by the ballot clerk having charge thereof, he shall repeat the name, and the voter shall be allowed to enter the space inclosed by the guard rail, and the ballot clerk shall give him one, and only one, ballot, and his name shall be immediately checked on said list.

SEC. 27. On receiving his ballot, the voter shall, forthwith, and without leaving the polling place or going outside of said guard rail, retire alone to one of the booths or compartments not occupied by any other person, and prepare his ballot by marking in the appropriate margin or place a cross (X) opposite the name of the candidate of his choice for each office to be filled, or by filling in the name of the candidate of his choice in the blank space provided therefor, and marking a cross (X) opposite thereto; and in case of a question submitted to the vote of the people, by marking in the appropriate margin, or place, a cross (X) against the answer which he desires to give. Before leaving the booth or compartment, the voter shall fold his ballot without displaying the marks thereon, and keep the same so folded until he has so delivered the ballot or ballots to the presiding officer, then he shall forthwith proceed outside the guard rail by the exit thereof, and shall not again enter such inclosed space during such poll, unless he is an election officer. No voter shall be allowed to occupy a voting booth or compartment for more than five minutes, when other voters are waiting to occupy the same.

SEC. 28. No person shall take or remove any ballot from the polling place before the close of the polls. If any voter spoils a ballot he may successively obtain others, one at a time, not exceeding three in all, upon returning each spoiled one. The ballots thus returned shall be immediately cancelled, and together with those not distributed to the voters shall be preserved and shall be secured in sealed packages and returned to the county, town, city or village clerk from whom received.

SEC. 29. Any voter who declares to the presiding officer aforesaid on oath, that he is unable by reason of physical or mental disability to mark his ballot, shall, upon request, receive the assistance of one of the election officers selected by him in the marking thereof; and such officer shall certify on the outside thereof that it was so marked with his assistance and shall thereafter give no information regarding the same.

SEC. 30. If the voter marks more names than there are persons to be elected to an office, or if for any other reason it is impossible to determine the voter's choice for any office to be filled, his ballot shall not be counted for such office. No ballot without the official indorsement shall, except as herein otherwise provided, be allowed to be deposited in the ballot box, and none but ballots provided in accordance with the provisions of this act shall be counted. Ballots not counted shall be marked defective on the back thereof, and

be preserved and returned to the clerk from whom received as hereinbefore provided.

SEC. 31. In case the ballots to be furnished for any voting place in accordance with the provisions of this act shall fail for any reason to be duly delivered, or in case after delivered, they shall be destroyed or stolen, it shall be the duty of the presiding officer aforesaid, to cause other ballots to be prepared substantially in the form of the ballots so wanting, and to be furnished, and upon delivery of such ballots at the polling place by him, accompanied by his statement under oath, which the town clerk shall record, that the same had been so prepared and furnished by him and that the original ballots have so failed to be received, or have been so destroyed or stolen, the ballot clerks shall cause the ballots so substituted to be used in lieu of the ballots wanting as above.

SEC. 32. None of the provisions of this act shall apply to any annual or special meeting of any town, city or village, held for the purpose of choosing town, city or village officers, except where the population of said town, city or village exceeds three thousand in number.

SEC. 33. The officers who now by law conduct the several elections in their respective towns, cities and villages, shall constitute the election officers mentioned in this act.

SEC. 34. A voter who shall, except as herein otherwise provided, allow his ballot to be seen by any other person, with an apparent intention of letting it be known how he is about to vote, or who shall make a false statement as to his inability to mark his ballot, or any person who shall interfere with any voter, when inside of said inclosed space, or who shall endeavor to induce any voter to vote for any particular candidate, within the building in which the voting is proceeding, shall be punished by a fine of fifty dollars, and it shall be the duty of the election officers to see that the offender is duly brought before the proper court for the recovery of such penalty.

SEC. 35. Any person who shall, prior to an election, wilfully deface or destroy any list of candidates posted in accordance with the provisions of this act, or who during an election shall wilfully deface, tear down, remove or destroy any card of instruction posted for the instruction of voters, or who shall during an election wilfully remove or destroy any of the supplies or conveniences furnished to enable a voter to prepare his ballot, or shall wilfully hinder the voting of others, shall be punished by a fine of fifty dollars.

SEC. 36. Any person who shall falsely make or wilfully deface or destroy any certificate of nomination, or nomination paper, or any part thereof, or any letter of withdrawal; or file any certificate of nomination or nomination paper or letter of withdrawal, knowing the name or any part thereof to be falsely made; or suppress any certificate of nomination or nomination paper, or any part thereof

which has been filed ; or forge or falsely make the official indorsement of any ballot, or wilfully destroy or deface any ballot or wilfully delay the delivery of any ballots, shall be punished by a fine of one hundred dollars.

SEC. 37. Any public officer upon whom a duty is imposed by this act, who wilfully neglects to perform such duty, or who shall wilfully perform it in such a way as to hinder the objects of this act, shall be punished by a fine of five hundred dollars.

SEC. 38. All acts and parts of acts inconsistent with this act are hereby repealed.

SEC. 39. This act shall take effect from its passage.

Which was read the first and second times, and under the rules ordered to lie and be printed.

Mr. Moloney from the committee on corporations, to whom had been referred house bill entitled

H. 333. An act to provide for fortnightly wages by employes of labor,

Reported the following substitute bill entitled

H. 400. An act to provide for the fortnightly payment of wages by corporations.

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION 1. Every manufacturing, mining or quarrying, mercantile and municipal corporation shall pay, at least once in every fortnight, each and every employe engaged in its business, the wages earned by such employe to within six days of the date of such payment, provided, however, that if at any time of payment any employe shall be absent from his regular place of labor, he shall be entitled to said payment at any time thereafter upon demand.

SEC. 2. Any corporation violating any of the provisions of this act shall forfeit not more than fifty dollars for each violation, to be paid into the treasury of this State, provided an action for such violation is commenced within sixty days from the date thereof. A State's attorney of the county or a grand juror of the town in which such violation occurs, may bring such an action in the name of the State of Vermont, as plaintiff, against any corporation which neglects to comply with the provisions of this act for a period of two weeks after having been notified in writing by such State's attorney or grand juror that such action will be brought. On the trial of such action, such corporation shall not be allowed to set up any defence for a failure to pay, fortnightly, any employe as hereinafter provided, other than a valid assignment of such wages or a valid set-off against the same, or the absence of such employe from his regular place of labor at the time of payment, or an actual

tender to such employe of the wages so earned by him, or a breach of contract by such employe, a denial of the employment or the attachment of any such wages by trustee process. No assignment of future wages, payable fortnightly under the provisions of this act, shall be valid if made to the corporation from whom such wages are to become due, or to any person on behalf of such corporation, or if made or procured to be made to any person for the purpose of relieving such corporation from the obligation of paying fortnightly under the provisions of this act. But nothing in this act shall be construed as applying to contracts for labor by the month, or for a longer period of time.

Which was read the first and second times and under the rule ordered to lie and be printed.

Mr. Williams from the committee on corporations, to whom had been referred house bill entitled

H. 271. An act to incorporate the Bradford Water Company,

Reported in favor of its passage, and the bill was read the third time and passed.

Senate bills of the following titles were severally read the first and second times and referred as follows :

S. 97. An act relating to judges of the supreme court.

S. 129. An act in relation to the sale of real estate on execution under the acts of 1884 number 139, 1886 number sixty-five, and the acts of 1888 number fifty-two, and in amendment thereto.

To the judiciary committee.

S. 141. An act for the preservation of public health and in amendment of the statutes relating thereto.

To the special committee on the public health.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their third reading refused :

By Mr. Pollard from the committee on banks,

H. 117. An act providing for the formation of coöperative savings and loan associations.

H. 158. An act in amendment of section twenty-seven of number forty-one of the acts of 1888, relating to investments by savings banks and trust companies.

By Mr. Darling from the judiciary committee,

H. 222. An act relating to the election and drawing of grand and petit jurors, and repealing number one hundred and eleven of the acts of the legislature of 1884.

By Mr. Holden from the committee on claims,

H. 240. An act to pay Romaine A. Spafford the sum therein named.

By Mr. Smith from the joint committee on game and fisheries,

H. 266. An act in addition to chapter 170 of the Revised Laws, relating to fishing with hook and line in the waters of Lake Champlain.

By Mr. Williams from the committee on corporations,

H. 296. An act to enable the town of Brattleboro to aid in the construction of a court house and jail in the county of Windham.

By Mr. Pollard from the committee on banks,

H. 332. An act to incorporate the Barre Savings Bank and Trust Company.

By Mr. Moloney from the committee on railroads,

H. 349. An act empowering the board of railroad commissioners to regulate railroad freights, under certain conditions.

By Mr. Merrill from the committee on claims,

H. 367. An act to pay William C. Clark the sum therein named.

Mr. Abell from the judiciary committee, to whom had been referred senate bill entitled

S. 94. An act in relation to paupers and in amendment of number forty-two of the session laws of 1886, and in amendment of sections 2817 and 2818 of the Revised Laws,

Reported adversely to its passage in concurrence, and the third reading thereof was refused.

Mr. Williams from the committee on corporations, to whom had been referred house bill entitled

H. 294. An act to incorporate the village of Bradford,

Reported in favor of its passage when amended as follows :

First, by striking out all of section one before the word " are " in line three, and inserting in lieu thereof the following :

The inhabitants of that part of the town of Bradford in the county of Orange inclosed within the following boundaries, to wit : commencing on the northwest corner of the Baldwin bridge, so called, in Bradford, thence in an easterly direction on the south side of Wait's river, to and including the Connecticut and Passumpsic River railroad, thence north on the east side of said railroad to the north line of Arthur W. Peters' farm, thence west on said north line to a maple tree spotted on the east and south side, standing a few feet north of said north line, about twenty rods west of the old fair ground, thence in a southerly direction in a straight line from said tree to the northwest corner of the two acre field belonging to A. M.

Dickey, lying west of Cottage street, thence in a southerly direction on the west boundary of fire district number one in said town of Bradford to the west side of the highway leading from John C. Stearns' to Wait's river just northwest of said Stearns' barn, thence on the northerly side of the said highway to the bound begun at, including said Baldwin bridge and all other bridges and highways within said boundaries.

Second, By striking out the word "December" in line two of section four, and inserting in lieu thereof the words *January, A. D. 1891.*

Third, In section twenty-four, line ten, by striking out the word "attest," and inserting in lieu thereof the word *collect*,—also in the eleventh line of said section by striking out the word "one-fourth," and inserting in lieu thereof the word *one-third*,—also in the fifteenth and twenty-first lines, respectively, of said section, by striking out the word "three-fourths," and inserting in lieu thereof the word *two-thirds*.

Fourth, In section twenty-six, by striking out the date "1890," and inserting in lieu thereof the date *1891.*

Fifth, In section twenty-eight, lines two and three, by inserting after the word "fire district" the words *and also of this corporation*,—also by striking out the words "December, 1890" in the third line of same section, and inserting in lieu thereof the words *January, 1891.*

Which amendments were severally agreed to, and the third reading of the bill, as amended, was ordered for to-morrow morning.

Mr. Nute from the committee on railroads, to whom had been referred house bill entitled

H. 306. An act relating to the liability of railroad companies for damages to horses, cattle or other animals,

Reported adversely to its passage, and the third reading thereof was ordered for to-morrow morning.

Mr. Merrill, from the committee on railroads, to whom had been referred house bill entitled

H. 345. An act in amendment of section one, number twenty-four of laws of 1888, relating to mileage tickets,

Reported adversely to its passage, and the question being, shall the bill be read the third time? on motion of Mr. Brown of Whitingham, the bill was amended in section one, line nine, by inserting after the word "State" the words *which now issues five hundred or one thousand mile tickets*, and the bill, as amended, was ordered to be read the third time to-morrow morning.

Mr. Williams from the committee on corporations, to whom had been referred house bill entitled

H. 346. An act to incorporate the Green Mountain Telegraph Company,

Reported in favor of its passage when amended in section one, line one, by striking out the words "the shareholders," and inserting in lieu thereof the words *J. E. McNaughton, E. J. Bacon, W. E. L. Walker, E. L. Walker.*

Which amendment was agreed to, and the bill, as amended, was read the third time and passed.

Mr. Williams from the committee on corporations, to whom had been referred house bill entitled

H. 353. An act in amendment of and in addition to number one hundred ninety-nine of the laws of 1886, approved November 24, 1886, relating to the village of Rutland,

Reported in favor of its passage when amended by striking out all of section two.

Which amendment was agreed to, and the bill, as amended, was read the third time and passed.

On motion of Mr. Peck of Hinesburgh, the house adjourned.

FRIDAY, NOVEMBER 21, 1890

Reading of the scriptures and prayer by the chaplain.

House bill entitled

H. 394. An act relating to public instruction,

Was taken up, and on motion of Mr. Humphrey of Poultney, made the special order for three o'clock this afternoon.

House bill entitled

H. 312. An act to repeal number twenty-three of the laws of 1886, entitled "an act to create a board of railroad commissioners and to define and regulate its powers and duties,"

Was taken up as a special order, and the question being, shall the bill be read the third time? it was decided in the negative.

House bill entitled

H. 395. An act to establish a State board of pharmacy, and to regulate the practice of pharmacy throughout the State of Vermont,

Was taken up, and pending the question, shall the bill be read the third time? on motion of Mr. Brown of Whitingham, the same was dismissed.

House bill entitled

H. 129. An act to establish the Vermont State Agricultural and Mechanical College,

Was read the third time, and the question being, shall the bill pass? it was decided in the negative. Yeas, 152; nays, 67.

The yeas and nays having been demanded by Mr. Peck of Hinesburgh, were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Aiken,
Amsden,
Bailey,
Bartlett,
Bean,
Beebe,
Bemis,
Birchard,
Blakeley,
Booth,
Boynton of Westfield,
Bradley,
Brockway,
Brown of Goshen,
Brown of Tunbridge,
Brown of Whitingham,
Bucklin,
Bugbee,
Burbank,
Cannan of Moretown,
Cannon of West Rutland,
Carpenter of Rupert,
Cave,
Chamberlin,
Chandler,
Chase,
Childs,
Chipman,
Claghorn,
Clark,
Clogston,
Coe,
Colby,
Conway,
Cook,
Covell,
Croft,
Crossett,
Cummings,
Darling of Chelsea,
Darling of Middlesex,
Davis of Corinth,
Donaldson,
Dunham,
Eldredge,
Fairbanks,
Farmer,
Field,
Fisher,
Fitch,
Fitts of Vershire,

Flint,
Francis,
Frizzell,
Gilman,
Gipson,
Gleason,
Gray,
Griffith,
Hallock,
Harlow,
Harvey,
Hastings,
Heath,
Hemenway,
Hewett,
Hill of Elmore,
Hill of Lunenburg,
Hobson,
Holden,
Horton,
Houghton of Bennington,
Houghton of Stamford,
Houghton of Waterville,
Houghton of Westminster,
Hubbard,
Jackson,
Janes,
Johnson,
Kelley,
Kelton,
Kendall,
Kenyon,
Kimball,
Kinerson,
Labaree,
Ladd,
Langdon,
Livingston,
Macey,
Mann,
Marsh,
Marshall,
Martin,
Miller of Dummerston,
Moloney,
Montgomery,
Moore,
Morgan,
Niles,
Orvis,
Parker,

Parkhurst,
Parlin,
Perry of Barre,
Perry of Newfane,
Phillips,
Pierce,
Pollard,
Proctor of Fair Haven,
Proctor of Proctor,
Prouty of Fairfield,
Prouty of Franklin,
Reed,
Robinson,
Rooney,
Ryan,
Sawyer of Sudbury,
Sherwin,
Simonds,
Smith of East Haven,
Smith of Fairlee,
Smith of Pittsford,
Smith of Stratton,
Smith of Topsham,
Spaulding,
Squier,
Stebbins,
Steele,
Stowe,
Tarbell,
Taylor of Cornwall,
Taylor of West Windsor,
Templeton,
Thomas of Hubbardton,
Thomas of Monkton,
Thompson,
Thrasher,
Tillotson,
Tyler,
Wulbridge,
Walker,
Ware,
Warner,
Warren,
Waterman,
Wedgeworth,
White,
Wilcox of Bridport,
Wilcox of Granby,
Williams,
Woodbury.—152.

Those members who voted in the negative are Messrs.

Abell,	Fleury,	Powers,
Adams,	Gardner,	Preston,
Blake,	Goodspeed,	Rice of Somerset,
Bowen,	Green,	Rice of Westford,
Boynton of Woodstock,	Gulley,	Robbins,
Brown of Sheldon,	Humphrey,	Rogers,
Buffum,	James,	Sanderson,
Burnett,	Jones,	Sawyer of Leicester,
Byington,	Joslyn,	Sayles,
Canfield,	Jubell,	Smith of Royalton,
Chafey,	Kellogg,	Smith of St. Albans,
Chedel,	Kidder,	Stearns,
Cree,	Lawrence,	Stevens of Bloomfield,
Cross,	Macomber,	Stevens of Maidstone,
Davis of Danville,	Manning,	Taylor of Fletcher,
Davis of Essex,	Merrill,	Tomlinson,
Dexter,	Miller of Shelburne,	Tucker,
Drury,	Needham,	Tudhope,
Eastman,	Nute,	Wells,
Enright,	Olmsted,	Wood,
Fay of Jericho,	Paul,	Wright,—67.
Fay of Milton,	Peck,	
Fitts of Cabot,	Phelps,	

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows:

MR. SPEAKER:

I am directed by the governor to inform the house of representatives that on the 20th day of November he approved and signed bills originating in the house of the following titles, to wit:

H. 314. An act to amend section 285 of the Revised Laws.

H. 347. An act to consolidate, amend and in addition to an act entitled "an act incorporating the inhabitants of the first school district of Rockingham.

H. 4. An act to incorporate the Vermont Electric Company.

H. 203. An act to incorporate the West Brattleboro Cemetery Association.

H. 56. An act regulating fishing in Lake Bomoseen in the towns of Hubbardton and Castleton.

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have passed bills of the following titles:

S. 119. An act in amendment of number nine, acts of 1888, relating to public instruction.

S. 144. An act to incorporate the Vermont Association of road and trotting horse breeders.

S. 146. An act to incorporate the Alpha Alpha Chapter of the Delta Kappa Epsilon Fraternity at Middlebury college.

In the passage of which the concurrence of the house is requested.

The senate have considered house proposal of amendment to senate bill entitled

S. 55. An act to incorporate the Security and Investment Company of St. Johnsbury, Vermont,

And have concurred therein.

The senate have considered house bills of the following titles:

H. 177. An act to legalize the quadrennial appraisal in the town of Peacham for the year 1890.

H. 272. An act to legalize the quadrennial appraisal of the real estate for the town of Sheldon, for the year 1890.

H. 377. An act giving rights in addition to rights now held by Fire District Number 1, in town of Rochester, under chapter one hundred thirty-four of the Revised Laws.

H. 391. An act to annex Harris Gore to the towns of Groton and Marshfield.

H. 392. An act to amend an act to incorporate the village of Montpelier.

And have passed the same in concurrence.

The senate have considered house bills of the following titles:

H. 173. An act to prevent the obstruction or contamination of the waters of a middle branch of Williams river.

H. 375. An act to incorporate the Rochester Water System Company.

And have passed the same in concurrence with proposals of amendment,

In the adoption of which the concurrence of the house is requested.

The senate have considered house bills of the following titles:

H. 219. An act authorizing the recording of naturalization papers.

H. 232. An act extending the provisions of section 3607 to 3632 of the Revised Laws relating to insurance companies.

H. 355. An act requiring fire escapes to be placed in the sleeping rooms of all hotels in the State.

And have refused the same a third reading.

The governor has informed the senate that he has approved and signed a bill originating in the senate, entitled

S. 45. An act to amend sections 3461, 3470 and 3475 of the Revised Laws, relating to reorganization of railroad companies after foreclosure.

Also joint resolutions originating in the senate, as follows:

Joint resolution relating to the report of the commissioners of agriculture and manufacturing interests.

Joint resolution relating to committee on insane.

Mr. Smith from the committee on ways and means reported the following bill, entitled

H. 401. An act making provision for the support of government.

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION 1. The sum of sixty-five thousand dollars is hereby appropriated for the fiscal year 1890 and 1891 for the purpose of paying the debentures of lieutenant-governor, the senate and the house of representatives, and the contingent expenses of the general assembly.

SEC. 2. The sum of four hundred and twenty-five thousand dollars is hereby appropriated for the fiscal year of 1890 and 1891, and the sum of four hundred thousand dollars for the fiscal year of 1891 and 1892, for the purpose of paying such demands against the State as may be allowed by the auditor of accounts.

SEC. 3. The sum of thirty thousand dollars is hereby appropriated for each of the fiscal years of 1890 and 1891 and 1891 and 1892, for the purpose of paying the interest on the bonds and other debts of the State.

SEC. 4. The sum of fifty thousand dollars is hereby appropriated for each of the fiscal years of 1890 and 1891 and 1891 and 1892, for the purpose of paying the expenses of the penal institutions of the State.

SEC. 5. The treasurer of the State is hereby authorized to borrow on the credit of the State a sum not exceeding five hundred thousand dollars for the purpose of defraying the expenses of government and paying such appropriations as are or may be made.

SEC. 6. So much of act No. one of the laws of 1888 as authorized the treasurer of the State to borrow money on the credit of the State, is hereby repealed.

SEC. 7. This act shall take effect from its passage.

Which was read the first and second times, and under the rules ordered to lie and be printed.

Mr. Smith, from the committee on ways and means, reported the following bill entitled

H. 402. An act providing for the assessment of a State tax.

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION 1. A tax of eighteen cents on a dollar is hereby as-

essed on the list of the polls and ratable estate of the inhabitants of this State, and non-residents who have a grand list for the year 1891. The treasurer of the State shall apportion to the several towns and cities and unorganized towns and gores in this State such tax according to the irrelative lists, and shall on or before the tenth day of October, A. D. 1891, make out and transmit to the treasurers of each town and city and to the collector of taxes for the unorganized towns and gores in this State a notice of the amount so apportioned, and the same shall be paid into the treasury of the State on or before the tenth day of November, A. D. 1891.

SEC. 2. The commissioner of taxes for unorganized towns and gores shall immediately, upon receipt of such notice, assess a tax for the amount specified, and cause the same to be collected in the manner prescribed by law, upon such unorganized towns and gores and cause the same to be paid into the State treasury according to such notice; and the several town and city treasurers shall, upon the receipt of such notice, transmit the same to the selectmen, or the mayor of their respective towns or cities, and such selectmen or mayor shall draw an order on the treasurer of their respective town or city for the amount of such tax, and such treasurer shall pay the same to the State treasurer according to such notice, out of any moneys belonging to their town or city, and if there is not sufficient funds in the hands of such treasurer to pay such tax, the selectmen or mayor shall borrow the same upon their orders, and the several towns or cities may provide for the payment of such tax by a special tax to be assessed and collected like ordinary town or city taxes, or such State tax may be provided for like the ordinary expenses of the several towns or cities.

SEC. 3. The lists prepared by the secretary of State from the abstracts of the grand lists of the several towns, cities, unorganized towns or gores which are now by law required to be returned to his office, shall constitute a basis for the apportionment of said tax.

SEC. 4. The form of extent now prescribed by law to be issued against the inhabitants of a town for the non-payment of a State tax, may be changed to conform to the provisions of this act.

SEC. 5. The provisions of section three hundred and sixty-nine of the Revised Laws shall not apply to the tax assessed by this act.

SEC. 6. This act shall take effect from its passage.

Which was read the first and second times, and, under the rules, ordered to lie and be printed.

House bills of the following titles were severally read the third time and passed:

H. 18. An act entitled an act fixing the number of judges of the supreme court, and their salaries.

H. 280. An act in aid of the repairing of certain highways in the town of Mendon.

H. 294. An act to incorporate the village of Bradford.

On motion of Mr. Frizzell of Canaan, the house adjourned.

AFTERNOON.

House bill entitled

H. 345. An act in amendment of section one, number twenty-four of laws of 1888, relating to mileage tickets,

Was read the third time,

And the question being, shall the bill pass?

It was decided in the negative.

Yeas 72; nays 119.

The yeas and nays having been demanded by Mr. Chandler of Belvidere, were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Bartlett,	Fitch,	Parlin,
Bean,	Fitts of Cabot,	Phelps,
Bebee,	Fitts of Vershire,	Powers,
Brown of Goshen,	Gilman,	Preston,
Brown of Tunbridge,	Goodspeed,	Prouty of Fairfield,
Brown of Whitingham,	Gove,	Prouty of Franklin,
Cannon of West Rutland,	Green,	Reed,
Carpenter of Starksboro,	Griffith,	Rice of Somerset,
Cave,	Hallock,	Rooney,
Chamberlin,	Harvey,	Ryther,
Chandler,	Hewett,	Sawyer of Leicester,
Chase,	Hill of Lunenburg,	Shepardson,
Clark,	Houghton of Bennington,	Smith of East Haven,
Clogston,	Houghton of Waterville,	Smith of Stratton,
Colby,	Houghton of Westminster,	Smith of Topsham,
Conway,	Jackson,	Stearns,
Covell,	Kellogg,	Tarbell,
Darling of Chelsea,	Kendall,	Taylor of Cornwall,
Darling of Middlesex,	Macey,	Taylor of Fletcher,
Davis of Corinth,	Marsh,	Templeton,
Davis of Essex,	Martin,	Thomas of Hubbardton,
Eastman,	Montgomery,	Walker,
Fairbanks,	Moore,	Ware,
Farmer,	Parkhurst,	Warren,—72.

Those members who voted in the negative are Messrs.

Adams,	Buffum,	Cree,
Aiken,	Bugbee,	Cross,
Amsden,	Bullard,	Cummings,
Bailey,	Burbank,	Davis of Danville,
Bemis,	Burnett,	Dexter,
Blake,	Burroughs,	Drury,
Blakely,	Byington,	Dunham,
Booth,	Canfield,	Dustin,
Bradley,	Cannan of Moretown,	Eldredge,
Briggs,	Chafey,	Enright,
Brockway,	Chedel,	Fay of Jericho,
Brown of Sheldon,	Childs,	Field,
Brown of Waterford,	Claghorn,	Fisher,
Bucklin,	Cook,	Flint,

Francis,
Frizzell,
Gardner,
Gipson,
Gleason,
Gray,
Gulley,
Harlow,
Hastings,
Hemenway,
Hibbard,
Hill of Elmore,
Hobson,
Holden,
Horton,
Houghton of Stamford,
Hubbard,
Humphrey,
James,
Johnson,
Jones,
Jubell,
Kelley,
Kenyon,
Kidder,
Kimball,

Kinerson,
Labaree,
Ladd,
Lawrence,
Mann,
Manning,
Merrill,
Miller of Dummerston,
Miller of Shelburne,
Moloney,
Needham,
Niles,
Nute,
Olmsted,
Orvis,
Parker,
Paul,
Peck,
Perry of Barre,
Phillips,
Pollard,
Proctor of Proctor,
Robinson,
Rogers,
Ryan,
Sanderson,

Sawyer of Sudbury,
Sayles,
Sherwin,
Simonds,
Smith of Pittsford,
Smith of Royalton,
Spaulding,
Squier,
Stebbins,
Stevens of Bloomfield,
Stevens of Maidston,
Stowe,
Taylor of West Windsor,
Thompson,
Thrasher,
Tomlinson,
Tucker,
Walbridge,
Warner,
Wedgeworth,
Wells,
White,
Williams,
Wood,
Woodbury.—119.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows:

MR. SPEAKER :

I am directed by the governor to inform the house of representatives that he has this day approved and signed bills originating in the house of the following titles, to wit :

H. 109. An act to incorporate the Bristol and Richmond Railroad Company.

H. 172. An act to legalize the proceedings for the annexation of territory to the village of St. Johnsbury.

H. 388. An act to incorporate the Pittsfield and Rochester Telephone Association.

H. 96. An act in addition to the charter of the village of West Randolph.

H. 286.* An act granting a ferry to Zeb Martin at Larabee's Point in the town of Shoreham.

H. 378. An act to incorporate the Hancock and Rochester Telephone Association.

H. 276. An act to incorporate the village of Poultney.

H. 362. An act authorizing the quartermaster general to allow the Sons of Veterans to use the State tents at their annual encampments.

H. 383. An act appropriating a certain sum of money for the support of the soldiers' home, and the building and furnishing of a hospital for its inmates.

H. 265. An act to pay Jerome Dumas the sum therein named.

H. 390. An act in addition to an act entitled "an act to incor-

porate the Cedar Mountain Slate Company," approved Nov. 10, 1852.

H. 389. An act to incorporate the "Vermont Fish and Game League."

H. 391. An act to annex Harris Gore to the towns of Groton and Marshfield.

H. 392. An act to amend an act to incorporate the village of Montpelier.

H. 253. An act to incorporate the Young Men's Christian Association of Brattleboro, Vt.

H. 272. An act to legalize the quadrennial appraisal of the real estate for the town of Sheldon for the year 1890.

H. 136. An act to incorporate the Union Savings Bank and Trust Company of Morrisville, Vt.

H. 39. An act to simplify indictments for perjury.

H. 261. An act relating to roofs and roofing slate.

H. 177. An act to legalize the quadrennial appraisal in the town of Peacham for the year 1890.

H. 377. An act giving rights in addition to rights now held by Fire District No. 1 in town of Rochester under chapter 134 of the Revised Laws.

Senate bill entitled

S. 68. An act to regulate and provide for the appointment of judges of city and municipal courts,

Was read the third time,

And pending the question, shall the bill pass in concurrence?

Mr. Enright of Windsor moved that the house propose to the senate to amend the bill by inserting after the word "judge" in line seven of section one the following:

Providing that no judge of any city court in this State, the income of whose office by means of legal fees or otherwise for the last current year thereof has exceeded twelve hundred dollars, shall receive any compensation or salary from the State treasury.

Which proposal of amendment was agreed to, and the bill was passed in concurrence with a proposal of amendment.

Senate bill entitled

S. 95. An act relating to the assignment of mortgages,

Was read the third time and passed in concurrence.

House bill entitled

H. 384. An act to provide for the representation of Vermont at the World's Columbian Exposition.

Was read the third time, and pending the question, shall the bill pass? On motion of Mr. Clark of Halifax the same was committed to that member to amend in section six, line three by striking out the word "thirty" and inserting in lieu thereof the word *five*.

And the bill, having been amended, was passed.

House bills of the following titles were severally read the third time and passed :

H. 306. An act relating to the liability of railroad companies for damages to horses, cattle or other animals.

H. 344. An act relating to the Vermont Historical Gazetteer.

Mr. Merrill of Enosburgh offered the following joint resolution :

Resolved by the senate and house of representatives, That the auditor of accounts is hereby directed to draw his order on the State treasurer, in favor of A. S. Allen, for the sum of five and $\frac{20}{100}$ dollars, the same being for services rendered the committee on education with type writer,

Which was read and adopted on the part of the house.

House bill entitled

H. 393. An act to provide a revenue for the payment of State expenses,

Was taken up as a special order, and Mr. Proctor, from the committee on ways and means, moved to amend the bill as follows :

First. By adding to section five of the printed bill after the word "respectively" in the last line, the words, *except as otherwise provided in section thirty-one of this act*.

Second. By inserting in section fourteen, line four, after the word "State," the following words : *On the 30th day of June preceding such appraisal*; and by striking out the words, "six tenths" in the first line of said section, and inserting in lieu thereof the words *seven tenths*.

Third. By striking out the word "board" in section sixteen, wherever the same occurs, and inserting in lieu thereof the word *commission*.

Fourth. By adding to section seventeen, after the word "road" in the last line thereof, the words, *for each six month's period, and shall make returns and payments as provided in sections three, four, five and six of this act*.

Fifth. By striking out in the same section, line four, the word "five" and inserting in lieu thereof the word *three*, and by adding at the end of the section the words, *but there shall be deducted from such gross receipts the amount paid by such corporation, company or persons to any telegraph company with whom they are connected for the transmission of messages*.

Sixth. By striking out the words, "one dollar," "eighty," and "sixty" in the fourth, fifth and sixth lines respectively of section twenty-one, and inserting in lieu thereof, respectively, the words *sixty cents, forty and thirty*.

Seventh. By striking out in section twenty-two, line eight, the word "said" before the word "railroads," and inserting in lieu thereof the word *the*; by inserting after the word "railroads," in said line, the words, *in this State*.

Eighth. By striking out the word "five" in section twenty-four, line four, and inserting in lieu thereof the word *four*.

Ninth. By inserting in section twenty six, line four, after the word "fourteen," the words, *for the payment of taxes by railroad companies*; by inserting in line five of the same section, after the word "provided," the words, *in the case of railroad companies*.

Tenth. By striking out in section twenty-eight, line four, the words "a tax," and inserting in lieu thereof the words, *an annual license tax*.

Eleventh. By striking out in section thirty-one, line five, the word "three," and inserting in lieu thereof the word *two*.

Twelfth. By inserting in section thirty-two, line four, after the word "of" the word *one*; by inserting in line seven of the same section, after the word "shall," the word *not*.

Thirteenth. By inserting in section thirty-eight, line seven, after the word "State," the words, *not including bills of exchange having less than six months to run*.

Fourteenth. By inserting in section thirty-nine, line nine, after the word "thereon," the words, *for the period of one year only*; by inserting in line twenty-nine, same section, after the word "local," the words, *for the period of one year only*.

Fifteenth. By striking out in section forty, line seven, the words "Inspector of Finance," and inserting in lieu thereof the words *State Treasurer*; by inserting in line eighteen, same section, after the word "State," the words, *that pay taxes on their capital stock, premiums or deposits*; by inserting in line nineteen, same section, after the word "their," the word *premiums*.

Sixteenth. By inserting in section forty-six, line five, after the word "in," the words, *telephone, insurance*.

And on motion of Mr. Moloney, of Rutland, the bill was ordered to lie and to be made the special order for to-morrow forenoon at ten o'clock and thirty minutes, and the clerk was directed to procure the printing of the usual number of copies of the same as it would read if amended as proposed by the committee.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows:

MR. SPEAKER:

I am directed by the governor to deliver to the house of representatives a communication in writing with an accompanying document.

The speaker laid before the house the following communication from His Excellency, the Governor:

Executive Department, }
State of Vermont. }

To the Speaker of the House of Representatives:

I transmit herewith for the consideration of the house of representatives the report of the "commissioners to build monuments to Vermont valor at Gettysburg," appointed under the act of the General Assembly of 1886, and respectfully invite attention to the recommendations of the commission which called for action at the hands of the General Assembly.

CARROLL S. PAGE,
Governor.

(For report see appendix "K.")

Which report was read, and on motion of Mr. Fay of Jericho the same was referred to the committee on military affairs.

Mr. Taylor of Fletcher moved that the senate be requested to return to the possession of the house a house bill entitled

H. 280. An act in aid of the repairing of certain highways in the town of Mendon,

Which was agreed to.

Mr. Proctor of Proctor moved that when the house adjourns this afternoon it be to meet at seven o'clock and thirty minutes this evening,

Which was agreed to.

Mr. Horton of Chittenden offered the following joint resolution:

Resolved by the Senate and House of Representatives, That the senate and house of representatives shall meet in joint assembly on Tuesday next at two o'clock and thirty minutes in the afternoon for the election of judges of the supreme court,

Which was read and adopted on the part of the house.

Mr. Orvis, from the committee on railroads, reported the following bill entitled

H. 403. An act in amendment of section six of act number twenty-three of the laws of 1886, relating to the board of railroad commissioners.

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION. 1. Section six of the act entitled "an act to create a board of railroad commissioners, and to define and regulate its powers and duties," approved November 22, 1886, is hereby amended so as to read as follows:

SEC. 6. It shall be the duty of said board of railroad commissioners to inquire into the causes of any accident on any railroad resulting in loss of life, and also of any accident not so resulting which shall in its judgment demand such inquiry; and if, in its judgment, the public good shall require an investigation and hearing, the board shall give to the corporation, or person or persons operating such railroad, and to the State's attorney for the county within which said accident occurred, notice of the time and place of such investigation and hearing.

Said State's attorney shall attend and conduct such investigation and hearing in behalf of the State and the public; and the board shall make public its conclusions thereon.

It is hereby made the duty of the general manager or superintendent of each railroad doing business in this State to inform said board by telegraph of every accident resulting or likely to result in loss of life to any person, immediately after its occurrence; and to report the particulars of every accident resulting in loss of life or serious injury to any person or persons, so far as the same can be ascertained, by mail, immediately after the occurrence of the same.

SEC. 2. Number twenty-five of the public acts of 1888, is hereby repealed.

SEC. 3. This act shall take effect from its passage.

Which was read the first and second times and under the rules ordered to lie and be printed.

Mr. Steele, from the joint special committee on public health, reported the following bill entitled

H. 404. An act to prevent bogus medical schools and the issue of fictitious diplomas.

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION 1. No person, or persons or association or corporation in this State shall grant or issue to any person a diploma or other writing, purporting to confer the degree of "Doctor of Medicine," or any certificate or other writing stating or importing that any person has acquired any proficiency in, or has attended instruction upon any branch of medicine, surgery or midwifery, or is worthy or competent to practice the healing art in any of its

branches except by virtue of authority so to do conferred by a charter granted by special act of the legislature of this State, and the laws thereof regulating the practice of medicine and surgery.

SEC. 2. No person or persons, or association or corporation shall by advertisement, circular or catalogue hold themselves out as instructors in any branch of medicine, surgery or midwifery, or offer to impart instruction to others in any of said branches, or to issue any diploma or certificate of proficiency therein to any person, except by virtue of authority to impart such instructions, and grant diplomas or certificates of proficiency therein, conferred by a charter granted by special act of the legislature of this State.

SEC. 3. Any person violating any of the provisions of this act shall be punished by a fine of not less than \$200 or more than \$1,000, or by imprisonment in the State prison for not less than one year or more than five years, or both said punishments in the discretion of the court.

• SEC. 4. None of the provisions of this act shall be held to apply to instruction offered or given in training schools for nurses, or to the granting of certificates thereon.

SEC. 5. This act shall take effect from its passage.

Which was read the first and second times, and, under the rule, ordered to lie and be printed.

Mr. Peck from the joint special committee on immigration and industrial interests, to whom had been referred house bill entitled

H. 218. An act to encourage the occupancy of abandoned farms, and to utilize unimproved water-power,

Reported the following substitute bill entitled

H. 405. An act to encourage the occupancy of abandoned farms.

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION 1. If any farm which was formerly cultivated and occupied as a place of residence, shall, after having been abandoned for two years or more, be again inhabited and cultivated, any improvement which may be made on said farm or its buildings shall be exempt from taxation for five years from the time of re-occupation.

SEC. 2. This act shall take effect from its passage.

Which was read the first and second times, and, under the rules, ordered to lie and be printed.

Mr. Hill from the committee on mileage and debentures, submitted their report.

(For report see appendix "L.")

Which report was, on motion of Mr. Kimball of Randolph, ordered to lie and be printed.

House bill entitled

H. 394. An act relating to public instruction,

Was taken up as special order, and the question being, shall the bill be read the third time? On motion of Mr. Merrill of Enosburgh, the same was ordered to lie and be made the special order for to-morrow morning at ten o'clock and thirty minutes.

On motion of Mr. Clark of Halifax the house adjourned.

EVENING.

A message from the senate by Mr. Powers, their secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have passed a bill entitled

S. 140. An act to amend an act incorporating that part of the village of Swanton in the town of Swanton, included in Fire District number one in said village,

In the passage of which the concurrence of the house is requested.

* The senate have considered house bills of the following titles:

H. 16. An act to amend section 4031, Revised Laws, relating to the time that town clerks shall pay to the town treasurer moneys received from the licensing of dogs.

H. 120. An act to legalize the quadrennial appraisal of the real estate of the town of Rutland for the year 1890.

H. 204. An act in amendment of section one of number three of the laws of 1884, relating to the grand list.

H. 298. An act to pay Abner H. Bonett the sum therein named.

H. 346. An act to incorporate the Green Mountain Telegraph Company.

And have passed the same in concurrence.

The senate have considered house bills of the following titles:

H. 82. An act to amend an act incorporating the Sheldon Art Museum.

H. 381. An act relating to text books, in addition to chapter ten of number nine, laws of 1888, relating to public instruction.

And have passed the same in concurrence with proposals of amendment,

In the adoption of which the concurrence of the house is requested.

The senate have on their part adopted a joint resolution relating to final adjournment,

In the adoption of which the concurrence of the house is requested.

Mr. Pollard of Chester offered the joint resolution :

Resolved, by the Senate and House of Representatives, That the auditor of accounts be instructed to draw an order on the State treasurer for the sum of forty dollars to pay the Tuttle Company for one thousand copies of the report of Soldiers' Home which has been made to the present legislature,

Which was read and adopted on the part of the house.

Mr. Sawyer of Leicester offered the following resolution :

Resolved, That the committee on military affairs be directed to report house bill number 267, entitled, an act relating to the State militia, to this house on or before to-morrow noon, Saturday, November twenty-second,

Which was read and adopted.

Mr. Taylor of Cornwall offered the following resolution:

Resolved, That house bill number forty-nine, relating to the repeal of number ten of the acts of 1888 relating to a commissioner of agricultural and manufacturing interests, which was referred to the joint special committee on immigration and industrial interests, be reported back to this house before eleven o'clock to-morrow,

Which was read and adopted.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR SPEAKER :

I am directed to return to the possession of the house, agreeably to their request, a house bill entitled

H. 280. An act in aid of the repairing of certain highways in the town of Mendon.

Mr. Peck from the joint special committee on immigration and industrial interests, to whom had been referred house bill entitled

H. 225. An act to encourage the development of manufacturing, quarrying and mining industries,

Reported adversely to its passage, and pending the question shall the bill be read the third time? On motion of Mr. Clark of Halifax the same was ordered to lie and be made the special order for Monday morning next at ten o'clock and thirty minutes.

Senate bills of the following titles were severally read the first and second times, and referred as follows :

S. 119. An act in amendment of number nine, acts of 1888, relating to public instruction.

To the committee on education.

S. 140. An act to amend an act to incorporate that part of the village of Swanton included in fire district number one in said village, approved November 15, 1888.

To the committee on corporations.

S. 144. An act to incorporate the Vermont Association of Road and Trotting Horse Breeders.

To the same committee.

S. 146. An act to incorporate the Alpha Alpha Chapter of the Delta Kappa Epsilon Fraternity of Middlebury College.

To the same committee.

Mr. Taylor of Fletcher moved that the house reconsider its vote passing house bill entitled

H. 280. An act in aid of the repairing of certain highways in the town of Mendon,

Which was agreed to.

And the question recurring, shall the bill pass? On motion of Mr. Darling of Chelsea the same was dismissed.

Mr. Croft from the committee on the grand list, reported the following bill entitled

H. 406. An act authorizing the compiling, printing, and distribution of laws relating to taxation.

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION 1. The secretary of State is hereby directed to compile all the laws of this State that may be in force at the close of the present session of the general assembly, relating to taxation. This compilation shall include all laws relating to the above subject, enacted at the present session.

SEC. 2. Twenty-five hundred copies of such compilation shall, in January, 1891, be printed, and bound in pamphlet form at the expense of the State, and distributed as follows: Six copies to the town clerk of each town in this State, for the use of the listers,

and board of civil authority; the balance shall be kept in the State library for distribution, under the direction of the librarian.

SEC. 3. This act shall take effect from its passage.

Which was read the first and second times, and, under the rules, ordered to lie and be printed.

Mr. Merrill, from the committee on claims, reported the following bill, entitled

H. 407. An act to pay H. O. Camp the sum therein named.

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION 1. The auditor of accounts is hereby directed to draw his order on the State treasurer in favor of H. O. Camp for the sum of \$34.25; it being for time spent and money paid out in the pursuit and capture of one Albert Wyeth, convicted of the crime of horse stealing.

SEC. 2. This act shall take effect from its passage.

Which was read the first and second times and under the rules ordered to lie and be printed.

Mr. Thompson from the judiciary committee, to whom had been referred house bill entitled

H. 12. An act to amend section 784 of the Revised Laws, relating to a general term of the supreme court,

Reported in favor of its passage when amended as follows:

First, By striking out of section one, lines 18, 19, 20, 21 and 22, the words "to be holden earlier than the next regular term of the supreme court in the county in which such county court or court of chancery is held," and inserting in lieu thereof the words *the term of the supreme court next to be holden after the filing of such exceptions or taking such appeal.*

Second, By adding to section one the following:

Judges may appoint a special general term of the supreme court for the argument and decision of cases, to be holden at a time and place in their judgment most convenient for that purpose; and causes on the docket in the several counties, and of the stated general term, may in term time or vacation be ordered to be heard at such special general term. All cases not disposed of at a general term shall stand continued to the next stated term of the supreme court for the county from which such cases came to the general term.

Which amendments were severally agreed to, and the third reading of the bill, as amended, was ordered for to-morrow morning.

Mr. Williams from the committee on corporations, to whom had been referred house bill entitled

H. 357. An act providing for better drainage in or adjacent to incorporated cities and villages,

Reported in favor of its passage when amended by striking out all of section five and inserting in lieu thereof the following:

SEC. 5. *When any person shall be dissatisfied with the decision of said selectmen in the award of damages for land taken for a sewer or drain, or in any assessment or contribution for the same, such person or persons may petition to the county court for a re-assessment of such damages or contribution; and any number of persons aggrieved may join in the petition, but such petition shall not delay the laying or repairing of such sewer or drain. Such petition shall be served on the town clerk within sixty days next after the award of damages or assessment is filed, and such proceedings shall be had in said county court on said petition as are provided by law for the re-assessment of damages for land taken for highways, except as herein provided, and the commissioners appointed by said county court to re-examine any assessment or contribution shall notify the town clerk of such town of the time and place, when and where they will hear said matter. The county court shall have power to make such order in regard to bail for costs as it deems necessary.*

Which amendment was agreed to, and the third reading of the bill, as amended, was ordered for to-morrow morning.

Mr. Thompson from the judiciary committee, to whom had been referred house bill entitled

H. 180. An act to prevent delays and expedite proceedings in liquor cases,

Reported in favor of its passage when amended as follows:

First, By inserting the words *liquors or* after the word *intoxicating* in line four of the preamble,—also by inserting the same words after the word “such” in line five of the preamble.

Second, By inserting the words *liquors or* after the word “intoxicating” in line five of section one,—also by inserting the same words after the word “such” in line seven of said section.

Third, By striking out the word “offences” in line three of section two, and inserting in lieu thereof the word *offence*.

Fourth, By striking out the word “proceedings” in line four of said section and inserting in lieu thereof the word *proceeding*.

Which amendments were severally agreed to, and pending the question, shall the bill be read the third time? On motion of Mr. Moloney of Rutland, the same was ordered to lie.

Mr. Enright from the judiciary committee, to whom had been referred house bill entitled

H. 260. An act regulating mesne process,

Reported in favor of its passage when amended by striking out all after the enacting clause and inserting in lieu thereof the following :

SECTION 1. *Any judge of the supreme court may at any time before judgment in any civil suit pending in any court, upon application of a defendant who has been arrested or whose property has been attached in such suit, upon due notice to the plaintiff or his attorney and for good cause shown, reduce the amount of the bail taken or required, or the amount of the attachment, by an order to be endorsed on the writ, or entered upon the record ; but such writ shall not abate by reason thereof, nor shall any then existing bail or attachment be thereby discharged except to the extent of such order.*

Any judge of the supreme court may, on like application and notice, discharge such attachment in full upon the defendant's giving a bond to the plaintiff, in such sum and with such sureties as said judge may direct, conditioned for the payment by the defendant of the costs and damages which the plaintiff may recover in such suit, by an order to be endorsed on the writ or entered upon the record.

SEC. 2. *This act shall not repeal any existing law relative to the fixing and taking bail in civil cases.*

Which amendment was agreed to, and the third reading of the bill, as amended, was ordered for to-morrow morning.

Mr. Smith from the joint committee on game and fisheries, to whom had been referred house bill entitled

H. 80. An act in addition to section 3895, chapter 170, of the Revised Laws, to protect game and fish,

Reported favorably to its passage when amended by striking out in section one, lines four and five, the words " pike, pickerel."

Which amendment was agreed to, and the third reading thereof ordered for to-morrow morning.

Mr. Enright of Windsor called up house bill entitled

H. 170. An act in relation to the employment of labor,

And the third reading was ordered for to-morrow morning.

Mr. Humphrey from the committee on education, to whom had been referred house bill entitled

H. 65. An act providing for a State school tax,

Reported favorably to its passage when amended as follows :

First, By striking out in section one, line one, the words " eight and one half," and inserting in lieu thereof the word *three*.

Second, By striking out in section two, line nine, the word " June," and inserting in lieu thereof the word *July*.

Third, By striking out all of section six, and inserting the following in lieu thereof :

SEC. 6. *The treasurer of the State shall annually, on or before the tenth day of July, divide the money in the treasury of the State, received on such tax, among the towns, cities and unorganized towns or gores, as follows: an amount equal to that received from all unorganized towns and gores shall be divided among said unorganized towns and gores, as now required by law in the distribution of public school moneys, and the remainder of the moneys received upon said tax as follows: one-third shall be divided in equal shares to the several towns; the remaining two-thirds to the several towns in proportion to the aggregate attendance of all scholars of legal school age who have attended public school the preceding school year, and the money received by the several towns under the provisions of this act shall be placed to the credit of the school fund of such towns.*

Fourth, By striking out all of sections seven, eight and nine.

Which amendments were agreed to, and the question being, shall the bill be read the third time? On motion of Mr. Darling of Chelsea, the same was ordered to lie and be made the special order for Monday afternoon next at two o'clock and thirty minutes.

Mr. Smith from the joint committee on game and fisheries, to whom had been referred house bill entitled

H. 356. An act to provide for the construction and maintenance of a fish hatchery,

Reported in favor of its passage when amended in section one, line one, by filling the blank before the word "dollars" with the words *twenty-five hundred*.

Which amendment was disagreed to, and the question being, shall the bill be read the third time? Mr. Pollard of Chester moved to amend the bill by filling the blank before the word "dollars" with the words *twenty-four hundred*, pending which motion to amend, on motion of Mr. Clark of Halifax, the same was ordered to lie and be made the special order for to-morrow morning at ten o'clock and thirty minutes.

Mr. Smith from the joint committee on game and fisheries, to whom had been referred house bill entitled

H. 331. An act amending section 3871 of the Revised Laws, relating to fish wardens,

Reported in favor of its passage when amended by adding the following as section two:

SEC. 2. *All acts authorizing the payment of a bounty by the State to parties seizing and procuring the destruction of nets shall be construed as applying to residents of this State only.*

Which amendment was agreed to, and the bill as amended was ordered to be read the third time to-morrow morning.

Mr. Moloney from the committee on corporations, to whom had been referred house bill entitled

H. 64. An act relating to the village of Fair Haven,

Reported in favor of its passage when amended by striking out, at the end of section two, the following words: "Provided such bonds shall not exceed fifteen thousand dollars," and inserting in lieu thereof the following words: "*And at any meeting called as provided in this section if the majority of votes given shall be to construct said sewers and to issue said bonds, then the village shall fix the amount of the bonds to be issued and the terms thereof, which sum shall not exceed fifteen thousand dollars, and the trustees shall within thirty days prepare suitable books in which said vote shall be set forth, in which the taxpayers of said village may sign their names assenting to said vote to issue said bonds and the grand list of each person signing said assent shall be annexed to his name; and when a majority of the taxpayers of said village both in numbers and amount of grand list shall have signed the same, the same shall be binding on the village, provided, the signatures are procured within six months after the first signature to the paper is made, and all persons or corporations, residing or located in said village and liable to pay taxes at the time the assent is given shall have a right to assent to said vote.*"

Which amendment was agreed to, and the bill as amended was read the third time and passed.

Mr. Chafey from the committee on the grand list, to whom had been referred house bill entitled

H. 360. An act in relation to the taxation of standing timber,

Reported in favor of its passage when amended by adding the following to section one:

If obtained by deed and provided said deed has been recorded in the town clerk's office in the town where said timber stands.

Which amendment was agreed to, and the bill, as amended, ordered to be read the third time to-morrow morning.

Mr. Moloney from the judiciary committee to whom had been referred house bill entitled

H. 220. An act to amend section 1005 of Revised Laws relating to qualifications of witnesses,

Reported in favor of its passage when amended by striking out in section one, line ten the following words: "as to any statement, conversation, letter or other communication made by either to the other; nor shall either be permitted to testify for or against the other."

Which amendment was agreed to and the bill, as amended, was ordered to be read the third time to-morrow morning.

Mr. Thompson from the judiciary committee, to whom had been referred house bill entitled

H. 215. An act in amendment of section 1983 of the Revised Laws, relating to liens,

Reported adversely to its passage and the question being, shall the bill be read the third time? On motion of Mr. Moloney of Rutland the same was ordered to lie.

Senate proposal of amendment to house bill entitled

H. 82. An act to amend an act incorporating the Sheldon Art Museum,

By striking out all after the enacting clause and inserting in lieu thereof the following:

SECTION 1. *Section one of number 145 of the acts of 1882 is hereby amended by adding thereto the following:*

"Said corporation is authorized and empowered to increase the number of its corporators to a number not exceeding fifteen at any one time, and to prescribe from time to time the terms and conditions on which persons may be admitted and retained as members of said corporation. In case of any vacancy in the number of any corporators occasioned by death, resignation, removal, or otherwise, the remaining corporators shall have the power to fill the vacancy by the election of another person to be a corporator."

SEC. 2. *This act shall take effect from its passage.*

Was considered and concurred in.

Senate proposals of amendment to house bill entitled

H. 381. An act relating to text books, in addition to chapter ten of number nine, laws of 1888, relating to public instruction,

As follows:

First, By striking out the preamble thereto.

Second, By striking out section one, and inserting in lieu thereof the following:

The time for selecting a text book on the geography, history constitution and principles of the government of Vermont, under the provisions of sections 171 and 172 of act number nine of the laws of 1888, is hereby extended to January 1, 1891.

Were severally considered and concurred in.

Senate proposal of amendment to house bill entitled

H. 173. An act to prevent the deposit of sawdust, shavings or other contaminating substances in the middle branch of Williams river,

By striking out all of the bill after section one of the same,
Was considered and concurred in.

Senate proposal of amendment to house bill entitled

H. 375. An act to incorporate the Rochester Water System Company,

By adding to section six the following :

But this act shall not be construed so as to allow said corporation to enter upon or take any lands, springs, waters, water rights, rights of way, or easements, otherwise than by purchase or agreement, until all damages and costs are ascertained and paid or tendered.

Was considered and concurred in.

House bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, and their third reading ordered for to-morrow morning :

By Mr. Smith, from the joint committee on game and fisheries,

H. 57. An act to amend section 3895 of the Revised Laws relating to the use of dogs in hunting partridges.

H. 111. An act construing section 1 of number seventy-six of acts of 1886, relating to fish,

By Mr. Cross, from the committee on Banks,

H. 323. An act in addition to and in amendment of number twelve of the acts of 1888 in amendment of section twenty-seven, number forty-one of the acts of 1884, relating to investments by savings banks and trust companies.

Mr. Williams, from the committee on corporations, to whom had been referred house bill entitled

H. 274. An act to incorporate the Sunset Electric Company,

Reported favorably to its passage, and the same was read the third time and passed.

House bills of the following titles were severally reported from the various committees to whom they had been referred, adversely, and their third reading refused :

By Mr. Peck, from the joint special committee on Immigration and Industrial Interests,

H. 34. An act to encourage the occupancy of abandoned farms.

By Mr. Enright, from the judiciary committee,

H. 246. An act providing for the filling of vacancies in the office of representative to the General Assembly.

By Mr. Peck, from the joint special committee on Immigration and Industrial Interests,

H. 263. An act to promote immigration and increase the value of land property.

House bill entitled

H. 144. An act for the relief of indigent soldiers or sailors who served in the war of the rebellion, and their families, or the families of those deceased,

Was called up by Mr. Eldredge of Warren and passed.

● Mr. Francis, from the joint committee on State and Court expenses, to whom had been referred house bill entitled

H. 279. An act in amendment of section 4583 of the Revised Laws, relating to the promulgation of the laws,

Reported adversely to its passage, and the third reading thereof was ordered for to-morrow morning.

Mr. Williams, from the committee on corporations to whom had been referred house bill entitled

H. 187. An act to incorporate the Williamsburg Mining and Manufacturing Company,

Reported in favor of its passage when amended by adding to section three the following words: *Provided that the provisions of section 3291 of the Revised Laws are not violated thereby.*

Which amendment was agreed to, read the third time, and passage refused.

Mr. Moloney of Rutland moved that the house insist on its proposal of amendment to senate bill entitled

S. 28. An act in amendment of an act to provide for the appointment of overseers of the poor,

And ask for a committee of conference on the disagreeing votes of the two houses,

Which was agreed to, and the speaker appointed as such committee on the part of the house,

Mr. Moloney of Rutland,
Robinson of Barton,
Enright of Windsor.

On motion of Mr. Moloney of Rutland the house adjourned.

SATURDAY, NOVEMBER 22, 1890.

Reading of the scriptures and prayer by the chaplain.

Bills of the following titles were severally read the third time and passed:

H. 12. An act to amend section 784 of the Revised Laws, relating to a general term of the supreme court.

H. 57. An act to amend section 3895 of the Revised Laws, relating to the use of dogs in hunting partridges.

House bill entitled

H. 170. An act in relation to the employment of labor,

Was read the third time, and pending the question, shall the bill pass? Mr. Stowe of Readsboro moved that the same be dismissed,

Which was disagreed to.

Yeas, 14; nays, 193.

The yeas and nays having been demanded by Mr. Rooney of Mendon, were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Beebe,
Brockway,
Burnett,
Colby,
Fitch,

Janes,
Olmsted,
Rice of Somerset,
Rice of Westford,
Stowe,

Tucker,
Warren,
Waterman,
Wedgeworth.—14.

Those members who voted in the negative are Messrs.

Abell,
Adams,
Alken,
Bailey,
Bartlett,
Bean,
Bemis,
Birchard,
Blake,
Blakely,
Booth,
Bowen,
Boynton of Westfield,
Boynton of Woodstock,
Bradley,
Briggs,
Brown of Goshen,
Brown of Tunbridge,
Brown of Waterford,
Brown of Whitingham,
Bucklin,
Buffum,
Bugbee,
Bullard,

Burbank,
Burroughs,
Byington,
Canfield,
Cannan of Moretown,
Cannon of West Rutland,
Carpenter of Rupert,
Carpenter of Starksboro,
Cave,
Chafey,
Chamberlin,
Chandler,
Chase,
Chedel,
Childs,
Chipman,
Claghorn,
Clark,
Coe,
Conway,
Cook,
Croft,
Cree,
Cross,

Crossett,
Cummings,
Daniels,
Darling of Chelsea,
Darling of Middlesex,
Davis of Cornith,
Davis of Danville,
Dexter,
Donaldson,
Drury,
Dustin,
Eastman,
Eldredge,
Enright,
Fairbanks,
Farmer,
Fay of Jericho,
Fay of Milton,
Field,
Fisher,
Fitts of Cabot,
Fitts of Vershire,
Fleury,
Flint,

Gardner,
Gilman,
Glison,
Gleason,
Goodspeed,
Gove,
Green,
Griffith,
Gulley,
Hallock,
Harlow,
Harvey,
Hastings,
Heath,
Hewett,
Hibbard,
Hill of Elmore,
Hill of Lunenburg,
Hobson,
Holden,
Horton,
Houghton of Bennington,
Houghton of Stamford,
Houghton of Waterville,
Houghton of Westminster,
Hubbard,
Humphrey,
Jackson,
James,
Johnson,
Jones,
Joslyn,
Jubell,
Kelley,
Kellogg,
Kelton,
Kenyon,
Kezer,
Kidder,
Kimball,
Kinerson,

Labaree,
Langdon,
Livingston,
Macomber,
Macey,
Mann,
Marsh,
Martin,
Miller of Dummerston,
Miller of Shelburne,
Moloney,
Montgomery,
Moore,
Morgan,
Needham,
Niles,
Nute,
Orvis,
Parker,
Parlin,
Paul,
Peck,
Perry of Barre,
Perry of Newfane,
Phelps,
Phillips,
Pierce,
Pollard,
Powers,
Preston,
Proctor of Fair Haven,
Prouty of Franklin,
Reed,
Robbins,
Robinson,
Rooney,
Ryan,
Ryther,
Sanderson,
Sawyer of Leicester,
Sawyer of Sudbury,

Sayles,
Shepardson,
Sherwin,
Simonds,
Smith of East Haven,
Smith of Fairlee,
Smith of Pittsford,
Smith of Royalton,
Smith of St. Albans,
Smith of Stratton,
Smith of Topsham,
Spaulding,
Squier,
Stearns,
Stebbins,
Steele,
Tarbell,
Taylor of Cornwall,
Taylor of Fletcher,
Taylor of West Windsor,
Templeton,
Thomas of Hubbardton,
Thrasher,
Tillotson,
Tomlinson,
Tudhope,
Tyler,
Walbridge,
Walker,
Ware,
Warner,
Wells,
White,
Wilcox of Bridport,
Wilcox of Granby,
Williams,
Wood,
Woodbury,
Wright.—193.

And the question recurring, shall the bill pass? On motion of Mr. Pollard of Chester, the same was committed to that member to amend by inserting after the word "day," in line three of section two, the words *except when additional pay is allowed for such extra labor*,—also by adding the same words at the end of said section.

On motion of Mr. Robbins of Derby the bill was committed to that member to further amend by inserting the words *delay in* after the word "prevent," in line five of said section.

And the bill, having been amended, was passed.

House bill entitled

H. 80. An act in addition to section 3895, chapter 170, of the Revised Laws, to protect game and fish,

Was read the third time and the passage thereof refused.

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have passed a bill entitled

S. 149. An act to repeal section 3874 of the Revised Laws in relation to fish,

In the passage of which the concurrence of the house is requested.

The senate have considered house proposal of amendment to senate bill entitled

S. 68. An act to provide for the appointment of judges of city and municipal courts,

And have refused to concur therein.

The senate have on their part adopted a joint resolution entitled
Joint resolution relating to the construction of certain acts of the present session,

In the adoption of which the concurrence of the house is requested.

The senate have, by a two-thirds vote in the affirmative, agreed to make a proposal of amendment to the constitution of the State relating to the supreme court,

And ask the house to concur therein.

House bill entitled

H. 393. An act to provide a reveque for the payment of State expenses,

Was taken up as a special order and the question being, will the house agree to the amendments proposed by the committee? it was decided in the affirmative.

On motion of Mr. Kimball of Randolph the bill was further amended in section twenty-six, line one, by striking out the word "six-tenths" and inserting in lieu thereof the word *seven-tenths*.

Mr. Thompson of Irasburgh moved that the bill be further amended:

First, By striking out all of section two before the word "and" in line six thereof and inserting in lieu thereof the following:
The treasurer of the State shall be, ex-officio, commissioner of State taxes, whose term of office as such tax commissioner shall be concurrent with his term of office as treasurer.

Second, By striking out the words "an annual salary of eight hundred dollars" in line twelve of said section.

Pending which motion to amend, on motion of Mr. Mann of Wilmington, the bill was ordered to lie and be made the special order for two o'clock and thirty minutes this afternoon.

House bill entitled

H. 394. An act relating to public instruction,

Was taken up as a special order, and on motion of Mr. Moloney of Rutland the house reconsidered its vote ordering the second reading of the bill.

And the question recurring, shall the bill be read the second time? On motion of Mr. Clark of Halifax the house adjourned.

AFTERNOON.

House bill entitled

H. 394. An act relating to public instruction,

Was taken up as unfinished business, and pending the question, shall the bill be read the second time? on motion of Mr. Steele of Stockbridge, the same was ordered to lie and be made the special order for Monday morning next at ten o'clock.

House bill entitled

H. 356. An act to provide for the construction and maintenance of a fish hatchery,

Was taken up as a special order and the pending amendment agreed to.

And the third reading of the bill, as amended, was ordered for Monday morning.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows:

MR. SPEAKER:

I am directed by the Governor to inform the house of representatives that he has this day approved and signed bills originating in the house of the following titles, to wit:

H. 120. An act to legalize the quadrennial appraisal of the real estate of the town of Rutland for the year 1890.

H. 173. An act to prevent the obstruction or contamination of the waters of the middle branch of Williams river.

H. 298. An act to pay Abner H. Bonett the sum therein named.

H. 346. An act to incorporate the Green Mountain Telegraph Company.

H. 381. An act relating to text books in addition to chapter ten of number nine, laws of 1888, relating to public instruction.

H. 199. An act in addition to section sixty-six of chapter six of the Revised Laws, relating to check list of voters.

H. 16. An act to amend section 4031, Revised Laws, relating to the time that town clerks shall pay to the town treasurer moneys received from the licensing of dogs.

H. 304. An act to repeal number sixty-nine of the laws of 1886, relating to appearance in divorce cases.

H. 204. An act in amendment of section one of number three of the laws of 1884, relating to the grand list.

H. 382. An act relating to the repair of highways and bridges.

H. 321. An act relating to the protection of horse owners.

H. 387. An act relating to the support of insane persons.

House bill entitled

H. 393. An act to provide a revenue for the payment of State expenses,

Was taken up as a special order and the pending amendments were disagreed to, and, under suspension of the rules, the bill was read the third time, and the question being shall the bill pass? on motion of Mr. Thompson of Irasburgh, the same was committed to that member to amend.

First, By striking out all of section thirty-nine after the word "only" in line nine thereof as amended.

Second, By inserting after the word "corporation" in line five of section forty, the words *the State shall have a lien on*;—also by striking out, in lines seven and eight of said section, the words "shall become forfeit to the State," and inserting in lieu thereof the words *for any fine or penalty which may be recovered under this act against such foreign investment company or corporation.*

And the bill having been amended was passed.

A message from the senate by Mr. Powers, their secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have acceded to the request of the house for a committee of concurrence on the disagreeing votes of the two houses on house proposal of amendment to senate bill entitled

S. 28. An act in amendment of an act to provide for the appointment of overseers of the poor,

And have appointed as such committee on the part of the senate

Mr. Nichols,
Hawley,
Fairchild.

The senate have passed a bill entitled

S. 150. An act in amendment of section 808 of Revised Laws, relating to auditor's vouchers for salaries of supreme court judges,

In the passage of which the concurrence of the house is requested.

The senate have considered house bills of the following titles:

H. 98. An act to provide for Roman Catholic services at the State prison.

H. 271. An act to incorporate the Bradford Water Company.

H. 294. An act to incorporate the village of Bradford.

H. 309. An act relating to the expense of canvassing votes, and limiting the expense provided for by section 258, Revised Laws.

H. 365. An act to amend number seventy-eight of the laws of 1882.

H. 369. An act in amendment of section 3895, Revised Laws, relating to the further protection of game.

And have passed the same in concurrence.

The senate have considered a house bill entitled

H. 384. An act to provide for the representation of Vermont at the World's Columbian Exposition,

And have passed the same in concurrence with a proposal of amendment,

In the adoption of which the concurrence of the house is requested.

The senate have considered house bills of the following titles:

H. 18. An act entitled an act fixing the number of judges of the supreme court and their salaries.

H. 306. An act relating to the liability of railroad companies for damages to horses, cattle or other animals,

And have refused the same a third reading.

Senate bills of the following titles were severally read the first and second times and referred as follows:

S. 149. An act to repeal section 3874 of the Revised Laws, in relation to the protection of fish.

To the joint committee on game and fisheries.

S. 150. An act in amendment of section 808, Revised Laws, relating to auditors' vouchers for salaries of supreme court judges.

To the judiciary committee.

House bill entitled

H. 396. An act to amend sections 3908 and 3909 of the Revised Laws, relating to the practice of medicine,

Was taken up and pending the question, shall the bill be read the third time? On motion of Mr. Houghton of Bennington the same was dismissed.

Mr. Prouty of Franklin moved that when the house adjourns this afternoon it be to meet at seven o'clock and thirty minutes this evening,

Which was agreed to.

Mr. Merrill of Enosburgh moved that the house reconsider its vote dismissing house bill entitled

H. 396. An act to amend sections 3908 and 3909 of the Revised Laws, relating to the practice of medicine,

And on motion of Mr. Steele of Stockbridge said motion was ordered to lie and be made the special order for Monday afternoon next at two o'clock and thirty minutes.

House bills of the following titles were severally read the third time and passed :

H. 111. An act construing section one of number seventy-six of acts of 1886, relating to fish.

H. 220. An act to amend section 1005 of Revised Laws, relating to qualifications of witnesses.

H. 260. An act regulating mesne process.

H. 278. An act in amendment of section 4583 of the Revised Laws, relating to the promulgation of the laws.

H. 323. An act in addition to and in amendment of number twelve of the acts of 1888, in amendment of section twenty-seven, number forty-one of the acts of 1884, relating to investments by savings banks and trust companies.

H. 331. An act amending section 3871 of the Revised Laws, relating to fish wardens.

H. 357. An act providing for better drainage in or adjacent to incorporated cities and villages.

H. 360. An act in relation to the taxation of standing timber.

House bill entitled

H. 399. An act to promote purity of elections, secure secrecy of the ballot, and to provide for the printing and distribution of ballots at public expense,

Was taken up, and pending the question, shall the bill be read the third time? On motion of Mr. Darling of Chelsea, the same was ordered to lie and be made the special order for Monday afternoon next at two o'clock and thirty minutes.

House bill entitled

H. 402. An act providing for the support of government,

Was taken up, and pending the question, shall the bill be read the third time? Mr. Proctor of Proctor moved that the same be amended ;

First, By striking out the words "the same" in the ninth line of section one, and inserting in lieu thereof the words *one-half of said sum*.

Second, By adding at the end of section one the words *and the remaining half shall be so paid on or before the tenth day of June, A. D. 1892.*

Which amendments were severally agreed to, and the third reading of the bill, as amended, was ordered for Monday morning next.

Joint resolution from the senate as follows :

Resolved by the Senate and House of Representatives, That such acts of the present session making minor appropriations as are drawn directing the "auditor of accounts to pay, etc.," shall be construed as directing the "auditor of accounts to draw his order upon the State treasurer in favor of, etc.," and that all such acts shall be construed as taking effect from their passage.

Which was read and adopted in concurrence.

Joint resolution from the senate as follows :

Resolved by the Senate and House of Representatives, That the president of the senate and speaker of the house of representatives adjourn their respective houses without day on Wednesday, the twenty-sixth day of November, 1890, at eight o'clock in the forenoon,

Which was read and adopted in concurrence.

Senate proposal of amendment to the constitution as follows :

Resolved by the Senate, (two-thirds of its members concurring) To propose to the house of representatives to amend the constitution of the State of Vermont as follows :

SECTION 1. The supreme court may be established in judicial circuits, composed of not more than four counties each,

Which was read and referred to the judiciary committee.

Mr. Pollard from the committee on banks, to whom was referred house bill entitled

H. 143. An act in addition to and in amendment of an act relating to loan and investment companies and enlarging the powers of the inspector of finance, approved November 27, 1888,

Reported in favor of its passage, when amended, as follows :

First, By striking out all after the enacting clause and inserting in lieu thereof the following :

SECTION 1. Every corporation heretofore or hereafter organized under the laws of this State, whether by special charter or otherwise, which has power to, and does, sell or negotiate its own choses in action, or sell, guarantee, or negotiate the choses in action of

other persons or corporations, as investments or as a business, shall be under the supervision of the inspector of finance of this State, and subject in that connection to all the laws relating to the examination and report of savings banks and trust companies. Said inspector, in an annual report of these corporations to the general assembly, shall clearly describe the various classes of assets and liabilities of each, and state any special provision which has been made for the payment of such liabilities.

SEC. 2. No person shall act in this State as the agent or representative of any such corporation, company or firm organized under the laws of another State, or sell, offer for sale or negotiate choses in action owned, issued, negotiated or guaranteed by it, unless such corporation, company or firm shall have filed a bond with the State treasurer for such an amount as he may require, not less than five hundred dollars, nor to exceed ten thousand dollars, with such sureties or security as he may approve, conditioned for the making of such returns as may be required and the payment of all taxes that may be assessed against him or it, and in all things to comply with the laws of this State, and shall have submitted itself and its financial condition to the examination of the inspector of finance of this State, in such manner as to enable him to make such a report thereof as is specified in section one, which report he shall make as often and in the same manner as is required of like corporations in this State.

SEC. 3. Any person who violates the provisions of this act shall forfeit one thousand dollars to the State, to be collected by the state's attorney for the county in which such action may properly arise, by an action on this statute, and it is hereby made the duty of every state's attorney to bring action for such forfeiture whenever an instance of such violation is reported to him by the inspector of finance, and the inspector shall so report all such instances as come to his attention.

SEC. 4. Whenever it shall appear to the inspector of finance from an examination made, and the statement or report submitted by any such corporation, company or firm, that it is conducting its affairs in a safe and authorized manner, and shall have filed the bond as required by this act, he shall issue to said corporation, company or firm, a certificate, under his hand, permitting it to transact business in this State for the term of one year from the date thereof. Every such corporation, company or firm shall, within thirty days after being authorized to transact business in this State, file in the office of the State treasurer, a certificate stating the name and business address of every person, association, corporation, or others who act or propose to act in this State as the agent or representative of such corporation, company or firm, and in the case of any change, an amended certificate shall be filed forthwith with said State treasurer.

SEC. 5. Every such corporation, company or firm, shall, before

being authorized to transact business within this State, by an instrument in writing, duly executed, appoint the inspector of finance of this State the true and lawful attorney of such corporation, company or firm, upon whom lawful process in any action or proceeding by any resident of this State against said corporation, company or firm, may be served, with the same effect as if such corporation, company or firm existed in this State. Such certificate of appointment, duly certified and authenticated, shall be filed in the office of the inspector of finance, and copies certified by him shall be deemed sufficient evidence in regard thereto. Whenever lawful process against such corporation, company or firm, shall be served upon the inspector of finance, under the provisions of this act, he shall forthwith forward a copy of the process served on him, by mail prepaid, and directed to the president or secretary of the corporation, company or firm, at the last named postoffice address of such corporation, company or firm. For each copy of process the inspector shall collect the sum of one dollar, which shall be paid by the plaintiff or moving party at the time of such service, the same to be recovered by him as part of his taxable disbursements, if he succeeds in his suit or proceeding. The term "process" in this act includes any writ, summons, petition or order, whereby any suit, action or proceeding shall be commenced by a resident of this State.

SEC. 6. Licensees under the provisions of this act shall file semi-annual statements in the office of the inspector of finance within twenty days after the first days of January and July, and upon the failure to so report, or otherwise to comply with the requirements of this act, the inspector of finance shall revoke the license granted as provided in section four of this act.

SEC. 7. Whenever it shall appear to the said inspector of finance, from an examination made, or report submitted by such licensee under this act, or from sufficient information otherwise obtained, that such licensee is conducting its business and affairs in an unsafe or unauthorized manner, he shall, by an order under his hand, addressed to such licensee, direct said licensee to discontinue such unsafe or illegal practices, and to conform to the requirements of its charter and of law, and to provide for the safety and security of its transactions. If such licensee shall neglect or refuse to make any report as hereinbefore specified, or to comply with such order as aforesaid, or whenever it shall appear to the inspector of finance that it is unsafe or inexpedient for any such licensee to continue the transaction of business, he shall forthwith revoke the license of such corporation, company or firm, and serve a copy of the order of revocation on said company at its head office; a copy of said order shall also be served upon each agent or representative of said company named, as prescribed by section seven of this act, by depositing the same in the post-office directed to each of said agents at his place of business. The inspector of finance may, in his discretion, publish such order with such other

facts as he may deem proper, in some newspaper published in this State.

SEC. 8. The inspector of finance may make the examinations required by this act in person or by deputy. All expenses and labor incurred under the provisions of this act shall be approved by the auditor of accounts and paid by the corporations, companies or firms who may be licensed as provided in this act, and the same shall be equitably apportioned and assessed against said corporations, companies or firms by said inspector of finance.

SEC. 9. The supervisory powers granted under this act shall also apply to associations or corporations organized under the laws of any state and transacting the business of building and loan associations.

SEC. 10. Act number sixteen of the acts of 1888 is hereby repealed.

Which amendment was agreed to and the bill as amended was ordered to be read the third time Monday morning next.

Mr Williams from the committee on corporations reported the following bill entitled

H. 408. An act to enable towns to issue bonds for the purpose of erecting buildings for the Vermont State Agricultural and Mechanical College.

It is hereby enacted by the General Assembly of the State of Vermont:

SEC. 1. Any town in this State is hereby authorized and empowered, upon the vote of the legal voters of said town in a town meeting legally warned and holden for that purpose, to issue its bonds for a sum not exceeding fifty thousand dollars, for the purpose of purchasing lands in such town and erecting buildings thereon to be donated to the Vermont State Agricultural and Mechanical College, providing said corporation shall locate its college in such town.

SEC. 2. Upon petition of three legal voters of any town, the selectmen of such town shall warn a meeting of the legal voters of said town, in the manner provided by law and at the place where town meetings are usually held in said town authorized for the purpose of voting upon the question of issuing the bonds for the purpose aforesaid, and if said bonds are authorized by said town by vote at said meeting, the selectmen shall make and sign the bonds of said town for the amount so authorized, in such denominations as will be most available, and one-fifth of said bonds shall be payable in one year, and one-fifth in each year thereafter until all said bonds become due and payable. Said bonds shall bear interest at four per cent per annum.

SEC. 3. In the selection of a location for said college in any

town, the selectmen shall consult with the trustees of said college, and no bonds shall be issued as aforesaid until the selectmen and trustees shall have agreed upon a location, and contracts made for the purchase of the lands upon which said location is made.

SEC. 4. The selectmen may deliver said bonds when issued to the trustees of said college, but no part of said bonds or the avails thereof, shall be used for any other purpose than the purchase of the lands upon which said location is made and the erection of buildings thereon which said trustees shall judge to be necessary for the proper use of said college.

SEC. 5. In case said college shall be thereafter removed from such town, said lands so purchased shall become the property of such town.

SEC. 6. This act shall take effect from its passage.

Which was read the first and second times, and under the rules, ordered to lie and be printed.

Mr. Sherwin from the joint committee on State and court expenses, to whom had been referred house bills of the following titles:

H. 17. An act to relieve the people of Vermont in part from the burden of taxation.

H. 252. An act relating to the compensation of persons appointed by the governor under joint resolutions and acts of the Legislature.

H. 325. An act relating to the salaries of State officers.

Reported the following substitute bill entitled

H. 409. An act fixing the salaries and compensation of State officers.

It is hereby enacted by the General Assembly of the State of Vermont:

SEC. 1. The annual salary of the governor shall be fifteen hundred dollars.

SEC. 2. The annual salary of the treasurer of the State shall be two thousand dollars.

SEC. 3. The annual salary of the secretary of State shall be two thousand dollars.

SEC. 4. The salary of the secretary of civil and military affairs, shall be four hundred and fifty dollars for the biennial term.

SEC. 5. The annual salary of the auditor of accounts shall be two thousand dollars.

SEC. 6. The annual salary of the adjutant inspector-general shall be one thousand dollars.

SEC. 7. The annual salary of the quartermaster-general shall be six hundred dollars.

SEC. 8. The annual aggregate salaries of all of the judges of the supreme court shall be eighteen thousand dollars, each to receive an equal share thereof.

SEC. 9. The compensation to be paid by the State, under section 1636 of the Revised Laws, shall be not to exceed ten dollars per day for the time actually spent in the trial of cases in the county court, and for preparation and trial in the supreme court.

SEC. 10. None of the above named officers shall receive anything in addition to their salaries, by way of fee or expenses, and the treasurer of the State, and secretary of State shall perform the duties of insurance commissioner, and all fees received by them in that department shall be paid into the treasury of the State for the benefit of the State, and no other State officer or commissioner who now by law receives a stated sum annually or biennially as salary, shall receive anything in addition thereto as expenses in any way or manner.

SEC. 11. All persons who are or may be appointed by the governor or elected by the legislature to any office or place whose compensation is either fixed at a certain sum by the day or is not fixed by law, shall hereafter receive the sum of three dollars per day for the time actually spent in the performance of their duties, and in addition thereto shall receive five cents per mile for necessary travel in the performance of their duties and shall receive not anything for other expenses. But this act shall not be construed so as to increase the per diem of any such person above the sum now fixed by law.

SEC. 12. This act shall take effect from its passage and shall apply to all officers and persons in this act named who are now acting or who may hereafter be elected or appointed.

Which was read the first and second times and, under the rules, ordered to lie and be printed.

Senate bill entitled

S. 68. An act to regulate and provide for the appointment of judges of city and municipal courts,

Was taken up, and Mr. Robinson of Barton moved that the house insist on its proposal of amendment, and ask for a committee of conference.

Pending which motion, on motion of Mr. Cannon of West Rutland the bill was ordered to lie and be made the special order for Monday afternoon next at two o'clock and thirty minutes.

House bills of the following titles were severally taken up and their third reading ordered for Monday morning,

H. 397. An act to define the effect of legislation on pending litigation.

H. 398. An act in addition to chapter 123 of Revised Laws relating to annulling marriage and divorce.

H. 401. An act making provision for the support of government.

H. 403. An act in amendment of section six of act number twenty-three of the laws of 1886, relating to the board of railroad commissioners.

H. 404. An act to prevent bogus medical schools and the issue of fictitious diplomas.

H. 405. An act to encourage the occupancy of abandoned farms.

On motion of Mr. Sherwin of Jamaica the house adjourned.

EVENING.

Senate bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, read the third time and passed in concurrence :

By Mr. Williams, from the committee on corporations,

S. 92. An act to incorporate the Burlington Manufacturing Promoter Company.

S. 105. An act to incorporate the Hartford Water Company.

By Mr. Mann from the committee on railroads,

S. 122. An act to incorporate the Chittenden County Railroad Company.

By Mr. Williams from the committee on corporations,

S. 137. An act to enable the town of Montgomery to issue bonds for the purpose of refunding its present indebtedness.

S. 143. An act to enable school district number nine, in Washington, Vt., to issue bonds for the purpose of funding its indebtedness incurred by building a new school house in said district.

Senate proposal of amendment to house bill entitled

H. 384. An act to provide for the representation of Vermont at the World's Columbian Exposition,

As follows :

By striking out the word "five" where it occurs in line three, section four, and line three, section six, and inserting in lieu thereof the word *ten*,

Was considered and not concurred in.

Yeas, 56 ; nays, 98.

The yeas and nays having been demanded by Mr. Clark of Halifax, were taken, and are as follows :

Those members who voted in the affirmative are :

Bemis,
Birchard,
Blake,
Booth
Brown of Waterford,
Burroughs,
Byington,
Chafey,
Chandler,
Chedel,
Coe,
Conway,
Cross,
Dustin,
Enright,
Farmer,
Frizzell,
Gove,
Hallock,

Harlow,
Harvey,
Hibbard,
Hobson,
Horton,
Houghton of Stamford,
Humphrey,
James,
Jones,
Joslyn,
Kidder,
Kinerson,
Labaree,
Mann,
Marsh,
Merrill,
Miller of Shelburne,
Moloney,
Niles,

Olmsted,
Orvis,
Peck,
Phillips,
Follard,
Robbins,
Thompson,
Thrasher,
Tillotson,
Tomlinson,
Tucker,
Walker,
Waterman,
Wedgeworth,
White,
Wilcox of Bridport,
Wilcox of Granby,
Williams.—56.

Those members who voted in the negative are Messrs.

Abell,
Adams,
Aiken
Bailey,
Bean,
Beebe,
Blakely,
Brown of Gosben,
Brown of Tunbridge,
Brown of Whitingham,
Bucklin,
Buffum,
Burbank,
Cannan of Moretown,
Cannon of West Rutland,
Carpenter of Rupert,
Carpenter of Starkshoro,
Chase,
Childs,
Chipman,
Claghorn,
Clark,
Clogston,
Colby,
Covell,
Croft,
Daniels,
Darling of Chelsea,
Darling of Middlesex,
Davis of Corinth,
Dexter,

Fisher,
Fitch,
Flint,
Gilman,
Goodspeed,
Gray,
Griffith,
Gulley,
Hastings,
Hewett,
Hill of Elmore,
Hill of Lunenburgh,
Holden,
Houghton of Bennington,
Houghton of Waterville,
Houghton of Westminster,
Hubbard,
Hyde,
Johnson,
Kelley,
Kendall,
Kezer,
Lawrence,
Macomber,
Montgomery,
Moore,
Morgan,
Needham,
Parker,
Parlin,
Phelps,

Powers,
Proctor of Fair Haven,
Prouty of Franklin,
Reed,
Rice of Somerset,
Robinson,
Rooney,
Ryther,
Sanderson,
Sherwin,
Simonds,
Smith of Pittsford,
Spaulding,
Squier,
Stearns,
Stebbins,
Stevens of Bloomfield,
Stevens of Maldstone,
Stowe,
Tarbell,
Taylor of Cornwall,
Taylor of West Windsor,
Templeton,
Thomas of Hubbardton,
Thomas of Monkton,
Tudhope,
Walbridge,
Ware,
Warner,
Woodbury.—92.

Senate bills of the following titles were severally reported from the various committees to whom they had been referred, adversely to their passage in concurrence, and their third reading was refused:

By Mr. Smith from the judiciary committee,

S. 37. An act in relation to pleadings and practice in cases involving the validity of a tax.

By Mr. Harlow from the committee on the grand list,

S. 67. An act relating to the exemption of soldiers from a poll tax.

By Mr. Darling from the judiciary committee,

S. 102. An act to facilitate the investigation of felonies.

By Mr. Abell from the same committee,

S. 128. An act giving jurisdiction to the probate court in cases where the heirs and legatees are indebted to testate on intestate estates.

Senate bills of the following titles were severally reported from the various committees to whom they had been referred, favorably to their passage in concurrence, and their third reading ordered for Monday morning next:

By Mr. Enright from the judiciary committee,

S. 39. An act to provide for the payment of the expense of search warrants.

By Mr. Eldredge from the committee on military affairs,

S. 59. An act to provide for the erection of a bronze statue of Major General George J. Stannard over his grave.

By Mr. Burnett from the joint committee on State and court expenses,

S. 63. An act regarding State officers' reports.

By Mr. Mann from the judiciary committee,

S. 64. An act to amend section 1710 of the Revised Laws.

By Mr. Chafey from the committee on grand list,

S. 65. An act to amend section twenty of number two of the acts of 1882, relating to the grand list.

By Mr. Houghton from the committee on military affairs,

S. 83. An act providing for the dedication of the Bennington battle monument, and the centennial celebration of the admission of Vermont as a State.

S. 84. An act relating to the Bennington battle monument.

By Mr. Brockway from the general committee,

S. 90. An act to amend section five of act number one hundred forty-six of the acts of 1886.

By Mr. Darling from the judiciary committee,

S. 96. An act relating to the discharge of mortgages.

S. 129. An act in relation to the sale of real estate on execution

under the acts of 1884 number one hundred thirty nine, 1886 number sixty-five, and the acts of 1888 number fifty-two, and in amendment thereto.

By Mr. Shepardson from the committee on manufactures,

S. 134. An act permitting municipal officers to authorize manufacturers to ring bells and use whistles and gongs for the benefit of their workmen.

Mr. Steele from the joint special committee on public health, to whom had been referred senate bill entitled

S. 141. An act for the preservation of public health and in amendment of the statutes relating thereto,

Reported favorably to its passage in concurrence, and the third reading thereof was refused.

Mr. Boynton from the committee on education, to whom had been referred senate bill entitled

S. 119. An act in amendment of number nine, acts of 1888, relating to public instruction,

Reported in favor of its passage in concurrence, and pending the question, shall the bill be read the third time? on motion of Mr. Clark of Halifax, the same was ordered to lie.

Mr. Williams from the committee on corporations, to whom had been referred senate bill entitled

S. 47. An act granting additional powers to Westminster East Parish,

Reported in favor of its passage in concurrence, recommending that the house propose to the senate to amend the bill by adding to section eight the following words: *and shall be subject to future legislatures to alter, amend or repeal.*

Which was agreed to,

And the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Williams from the committee on corporations, to whom had been referred senate bill entitled

S. 91. An act to incorporate the Alpha Mu Chapter of the Chi Psi Fraternity,

Reported in favor of its passage in concurrence, recommending that the house propose to the senate to amend the bill by striking out in section four, lines two and three, the words "this act."

Which was agreed to, and the bill was read the third time and passed in concurrence with a proposal of amendment.

House bills of the following titles were severally taken up and their third reading ordered for Monday morning :

H. 400. An act to provide for the fortnightly payment of wages by corporations.

H. 406. An act authorizing the compiling, printing and distribution of laws relating to taxation.

H. 407. An act to pay H. O. Camp the sum therein named.

Mr Taylor of Cornwall introduced a bill entitled

H. 410. An act to repeal all of number nine of the session laws of 1888, and to re-enact all laws existing at that time relating to public instruction,

Which was read the first and second times and referred to the committee on education.

Mr. Harlow from the joint special committee on immigration and industrial interests, to whom had been referred house bill entitled

H. 49. An act to repeal No. 110 of the acts of the legislature of 1888, relating to a commissioner of agriculture and manufacturing interests,

Reported adversely to its passage, and pending the question, shall the bill pass ? on motion of Mr. Harlow the same was ordered to lie.

Mr. Eldredge from the committee on military affairs, to whom had been referred house bill entitled

H. 267. An act in amendment of section 3770 of the Revised Laws, relating to the organized militia,

Reported adversely to its passage, and the queseion being, shall the bill be read the third time ? on motion of Mr. Cannon of West Rutland the same was ordered to lie and be made the special order for Monday afternoon next at two o'clock and thirty minutes.

Mr. Mann from the judiciary committee, to whom had been referred house bill entitled

H. 299. An act to encourage the development of water-powers,

Reported the same without expression of opinion, and the question being, shall the bill be read the third time ? on motion of Mr. Miller of Shelburne, the bill was dismissed.

Mr. Abell of West Haven moved that the vote refusing passage of house bill entitled

H. 187. An act to incorporate the Williamsburgh Mining and Manufacturing Company,

Be reconsidered.

Which was agreed to, and the question recurring, shall the bill pass ? it was decided in the affirmative.

On motion of Mr. Miller of Shelburne the house adjourned.

MONDAY, NOVEMBER 24, 1890.

Reading of the scriptures and prayer by Rev. G. W. H. Clark, chaplain of the senate.

House bill entitled

H. 397. An act to define the effects of legislation on pending litigation,

Was read the third time, and pending the question, shall the bill pass? on motion of Mr. Abell of West Haven the same was ordered to lie.

House bills of the following titles were severally read the third time and passed :

H. 356. An act to provide for the construction of a fish hatchery.

H. 398. An act in addition to chapter 123 of Revised Laws relating to annulling marriage and divorce.

H. 400. An act to provide for the fortnightly payment of wages by corporations.

H. 401. An act making provision for the support of government.

H. 402. An act providing for the assessment of a State tax.

H. 403. An act in amendment of section six of act number 23 of the laws of 1886, relating to the board of railroad commissioners.

House bill entitled

H. 404. An act to prevent bogus medical schools and the issue of fictitious diplomas,

Was read the third time and the question being, shall the bill pass? on motion of Mr. Steele of Stockbridge, the same was amended:

First, By striking out after the word "person," in section one, line six, the words "*has acquired any proficiency in or has attended instruction upon any branch of medicine, surgery, midwifery, or.*"

Second, By striking out in section two, line four, after the word "midwifery," the words, "or offer to impart instruction to others in any of said branches."

On motion of Mr. Clark of Halifax, the bill was further amended by striking out all of section three after the words "one thousand," in the third line thereof, and the question recurring, shall

the bill pass ? on motion of Mr. Hill of Elmore the same was dismissed.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have passed a bill entitled

S. 151. An act providing for a bureau of immigration and industrial interests,

In the passage of which the concurrence of the house is requested.

The senate have considered a house bill entitled

H. 305. An act in amendment of section 4572 of the Revised Laws of 1880 in relation to the distribution of the laws,

And have refused the same a third reading.

The governor has informed the senate that he has approved and signed bills originating in the senate of the following titles :

S. 77. An act to incorporate the Grand Isle County Horse Breeders' Association.

S. 95. An act relating to the assignment of mortgages.

S. 70. An act in amendment of section 1477 of the Revised Laws, relating to exemption from arrest in actions founded on contract.

I am directed to request the house to return to the possession of the senate a house bill entitled

H. 147. An act to legalize the grand lists and quadrennial appraisal of the town of Mount Tabor for the year 1890.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows :

MR. SPEAKER :

I am directed by the governor to inform the house of representatives that he has this day approved and signed bills originating in the house of the following titles, to wit :

H. 98. An act to provide for Roman Catholic services at the state prison.

H. 309. An act relating to the expense of canvassing votes and limiting the expense provided for by section 258, Revised Laws.

H. 365. An act to amend number seventy-eight of the laws of 1882.

H. 369. An act in amendment of section 3895, Revised Laws, relating to the further protection of game.

H. 375. An act to incorporate the Rochester Water System Company.

H. 294. An act to incorporate the village of Bradford.

H. 271. An act to incorporate the Bradford Water Company.

House bill entitled

H. 394. An act relating to public instruction,

Was taken up as a special order, and the question being, shall the bill be read the second time? On motion of Mr. Morrill of Enosburgh the house at ten o'clock and thirty minutes went into committee of the whole to consider the same.

At twelve o'clock the committee of the whole arose and reported progress through their chairman, Mr. Mann of Wilmington, who asked and was granted leave for said committee to sit again at four o'clock this afternoon.

On motion of Mr. Cannon, of West Rutland, the house adjourned.

AFTERNOON.

House bill entitled

H. 394. An act relating to public instruction,

Was taken up as a special order and the question being, shall the bill be read the second time?

On motion of Mr. Moloney of Rutland the same was ordered to lie.

House bill entitled

H. 405. An act to encourage the occupancy of abandoned farms,

Was read the third time, and the passage thereof was refused.

Bills of the following titles were severally read the third time and passed:

H. 143. An act in addition to and in amendment of an act relating to loan and investment companies, and enlarging the powers of the inspector of finance, approved November 27, 1888.

H. 406. An act authorizing the compiling, printing and distribution of laws relating to taxation.

H. 407. An act to pay H. O. Camp the sum therein named.

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER :

I am directed to inform the house that the senate have passed bills of the following titles :

S. 99. An act in relation to the reports of State officers.

S. 153. An act relating to the grand list of the West Rutland centre school district.

In the passage of which the concurrence of the house is requested.

The senate have considered house proposals of amendment to senate bills entitled

S. 47. An act granting additional powers to Westminster East Parish.

S. 91. An act to incorporate the Alpha Mu Chapter of the Chi Psi Fraternity.

And have concurred therein.

The senate have considered house bills of the following titles:

H. 57. An act to amend section 3895 of the Revised Laws.

H. 274. An act to incorporate the Sunset Electric Company.

H. 322. An act to legalize the grand list and quadrennial appraisal of the town of Montgomery for the year 1890.

H. 344. An act relating to the Vermont Historical Gazetteer.

And have passed the same in concurrence.

The senate have considered house bills of the following titles :

H. 64. An act relating to the village of Fair Haven.

H. 285. An act extending the time for making the quadrennial appraisal in towns of more than eight thousand inhabitants.

And have passed the same in concurrence with proposals of amendment,

In the adoption of which the concurrence of the house is requested.

The governor has informed the senate that he has approved and signed bills originating in the senate of the following titles:

S. 32. An act to incorporate the Capital Savings Bank and Trust Company of Montpelier, Vermont.

S. 55. An act incorporating the Security and Investment Company of St. Johnsbury, Vermont.

Mr. Smith of St. Albans, offered the following joint resolution :

Resolved by the Senate and House of Representatives, That Charles D. Watson, the clerk of the committee on revision of bills, receive for his services during the present session the same pay as a

member of the general assembly, three dollars a day during the entire session, and mileage; and the auditor of accounts is hereby directed to draw an order on the State treasurer in payment of the same.

Which was read and adopted on the part of the house.

Mr. Hibbard of Orwell offered the following joint resolution :

Resolved by the Senate and House of Representatives, That the pay of the second assistant librarian and the messengers employed at the State house, during the whole term of the present legislature, shall be two dollars and fifty cents per day, and mileage.

Which was read and adopted on the part of the house.

Mr. Hill of Lunenburg, offered the following joint resolution :

Resolved by the Senate and House of Representatives, That the auditor of accounts is hereby directed to draw his order on the State treasurer in favor of the assistant secretary and reporter of the senate and the assistant clerks and reporters of the house for their respective mileage fees, at the rates paid the members of the general assembly.

Which was read and adopted on the part of the house.

House bill entitled

H. 225. An act to encourage the development of manufacturing, quarrying and mining industries,

Was taken up as a special order, and the question being, shall the bill be read the third time ? it was decided in the negative.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows :

MR. SPEAKER :

I am directed by the governor to inform the house of representatives that on the 22nd day of November he approved and signed a bill originating in the house of the following title, to wit :

H. 82. An act to amend an act incorporating the " Sheldon Art Museum."

Senate proposal of amendment to house bill entitled

H. 64. An act relating to the village of Fair Haven,

By adding to section one the following : *And in all proceedings under this act for taking private property or rights, the necessity and propriety of such action shall be passed upon by the trustees of said village, and an appeal shall be allowed as provided in chapter one hundred forty-nine of the Revised Laws,*

Was considered and concurred in.

Senate proposal of amendment to house bill entitled

H. 385. An act to extend the time for making the quadrennial appraisal in towns of more than eight thousand inhabitants,

By striking out the word "eight," in line seven, section one, and inserting in lieu thereof the word *five*,

Was considered and concurred in.

Senate bills of the following titles were severally read the first and second times and referred as follows :

S. 99. An act in relation to the reports of State officers,
To the committee on claims.

S. 151. An act providing for a bureau of immigration and industrial interests,

To the joint special committee on immigration and industrial interests.

S. 153. An act relating to the grand list of the West Rutland centre school district,

To the committee on the grand list.

House bill entitled

H. 399. An act to promote purity of elections, secure secrecy of the ballot and to provide for the printing and distribution of ballots at public expense,

Was taken up as a special order and the question being, shall the bill be read the third time? Mr. Marshall of Brattleboro moved that the same be amended :

First, In section four, line six, by inserting the words *or voters* after the word "delegates."

Second, In section thirty-two, line five, by striking out the word "three" and inserting in lieu thereof the word *four*.

Which amendments were severally agreed to, and the third reading of the bill as amended was ordered for to-morrow morning.

Mr. Sherwin from the joint committee on State and court expenses, reported the following bill :

H. 411. An act in addition to chapter one hundred seventy of the Revised Laws relating to fish commissioners.

It is hereby enacted by the General Assembly of the State of Vermont :

SECTION 1. Section 3867 of the Revised Laws is hereby repealed.

SEC. 2. The powers and duties of the fish commissioners created by section 3870, may, hereafter, be exercised and performed by the directors of the fish hatchery.

SEC. 3. This act shall take effect from its passage.

Which was read twice, and under suspension of the rules read the third time and passed.

House bill entitled

H. 409. An act fixing the salaries and compensation of State officers,

Was taken up and read the third time.

Pending the question, shall the bill pass? on motion of Mr. Moloney of Rutland the same was ordered to lie and be made the special order for to-morrow morning at ten o'clock and thirty minutes.

House bill entitled

H. 65. An act providing for a State school tax,

Was taken up as a special order, and the question being, shall the bill be read the third time? on motion of Mr. Darling of Chelsea the same was ordered to lie.

House bill entitled

H. 396. An act to amend sections 3908 and 3909 of the Revised Laws, relating to the practice of medicine,

Was taken up as a special order, and the question being, will the house reconsider its vote dismissing the bill? it was decided in the negative.

Senate bill entitled

S. 86. An act to incorporate the Essex Co-operative Savings and Loan Association,

Was called up by Mr. Abell of West Haven, and the question being, shall the bill pass in concurrence? Mr. Abell moved that the house propose to the senate to amend the bill by adding a new section as follows:

SEC. 22. *This act shall be under the control of future legislatures to alter, amend or repeal, as the public good may require,*

Which was agreed to,

And the bill was passed in concurrence with a proposal of amendment.

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have acceded to the request of the house for a committee of conference on the disagreeing vote of the two houses on house proposal of amendment to senate bill entitled

S. 68. An act to provide for the appointment of judges of city and municipal courts and have appointed as such committee on the part of the senate

Mr. Roberts,
Nichols,
Fairchild.

The senate have passed a bill entitled

S. 152. An act to promote purity of elections, secure secrecy of the ballot, and to provide for the printing and distribution of the ballots at public expense,

In the passage of which the concurrence of the house is requested.

The senate have considered house proposal of amendment to senate bill entitled

S. 86. An act to incorporate the Essex Co-operative Savings and Loan Association,
And have concurred therein.

The senate have considered a house bill entitled

H. 331. An act amending section 3871 of the Revised Laws, relating to fish wardens,

And have passed the same in concurrence.

The senate have considered a house bill entitled

H. 360. An act in relation to the taxation of standing timber,
And have refused the same a third reading.

The senate have considered joint resolutions from the house as follows :

Joint resolution relating to joint assembly.

Joint resolution to pay A. S. Allen the sum therein named.

Joint resolution paying Tuttle and Company a certain sum.

And have adopted the same in concurrence.

Mr. Proctor from the general committee, to whom had been referred house bill entitled

H. 228. An act in addition to section 4035 of chapter one hundred eighty-two of the Revised Laws, also of act number twelve of the acts of 1882, relating to dogs.

Reported the following substitute bill entitled

H. 412. An act in addition to section 4035 of chapter one hundred eighty-two of the Revised Laws, also of act number twelve of the acts of 1882, relating to dogs.

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION 1. It is hereby made the duty of the secretary of state to formulate such questions in the annual lists of personal property taken by the listers the first day of April in each year that will

require the listing of all dogs owned or kept in this State. Such interrogatories shall conform to act number twelve of the acts of 1882.

SEC. 2. It shall be the duty of every town or city clerk in this State to make out on the first day of June of each year a list of the names of all persons owning or keeping a dog or dogs that have not been duly licensed, with the number and sex of all such dogs so owned or kept and deliver said list to the first selectman of towns and the aldermen of cities where such dog or dogs are owned or kept, who shall forthwith issue a warrant for the prosecution of such offenders to final judgment and costs, said fines to be paid into the treasury of the town or city where such dog or dogs are owned or kept.

SEC. 3. All acts or parts of acts inconsistent with this act are hereby repealed.

SEC. 4. This act shall take effect from its passage.

Which was read twice, and under the suspension of the rules, read the third time and passed.

Mr. Moloney of Rutland offered the following joint resolution :

Resolved by the Senate and House of Representatives:

That Mr. Willis M. Ross, clerk in the treasurer's office, receive for his services during the present session of the legislature three dollars per day and mileage, and that the auditor of accounts is hereby directed to draw his order on the State treasurer in favor of said Willis M. Ross for the amount to be paid to him as above provided.

Which was read and adopted on the part of the house.

House bill entitled

H. 408. An act to enable towns to issue bonds for the purpose of erecting buildings for the Vermont State Agricultural and Mechanical College,

Was taken up and the third reading thereof was ordered for tomorrow morning.

House bill entitled

H. 267. An act in amendment of section 3770 of the Revised Laws, relating to the organized militia,

Was taken up as a special order and the question being, shall the bill be read the third time? it was decided in the negative.

House bill entitled

H. 397. An act to define the effect of legislation on pending litigation,

Was called up by Mr. Thompson of Irasburgh, and on his motion committed to a member to amend by adding to section two the fol-

lowing words : *Or to the amendment of process or pleadings as to parties or otherwise.*

And the bill having been amended was passed.

Senate bills of the following titles were severally read the third time and passed in concurrence.

S. 39. An act to provide for the payment of the expense of search warrants.

S. 59. An act to provide for the erection of a bronze statue of Major General George J. Stannard over his grave.

S. 63. An act regarding State officers' reports.

S. 64. An act to amend section 1710 of the Revised Laws.

S. 65. An act to amend section twenty of number two of the acts of 1882 relating to the grand list.

S. 84. An act relating to the Bennington battle monument.

S. 129. An act in relation to the sale of real estate on execution under the acts of 1884 number one hundred and thirty-nine, 1886 number sixty-five, and the acts of 1888 number fifty-two, and in amendment thereto.

S. 134. An act permitting municipal officers to authorize manufacturers to ring bells and use whistles and gongs for the benefit of their workmen.

Senate bill entitled

S. 68. An act to regulate and provide for the appointment of judges of city and municipal courts

Was taken up as a special order, and the question being, will the house insist on its proposal of amendment and ask for a committee of conference on the disagreeing votes of the two houses?

It was decided in the affirmative, and the speaker appointed as such committee on the part of the house.

Mr. Robinson of Barton,
Cannon of West Rutland,
Moloney of Rutland.

Mr. Proctor of Fair Haven moved that when the house adjourn it be until seven o'clock and thirty minutes this evening.

Which was agreed to.

Mr. Moloney of Rutland called up the report of the committee on mileage and debentures and the same was accepted and adopted.

Mr. Merrill of Enosburgh moved that the vote concurring in senate proposals of amendment to house bill entitled

H. 200. An act to incorporate the Orleans Trust Company,
Be reconsidered, which was agreed to, and the question recurring.

will the house concur in the senate proposals of amendment? it was decided in the negative.

The house at four o'clock went into a committee of the whole on all bills before the house in relation to public instruction.

At four o'clock and thirty minutes the committee of the whole arose and by their chairman, Mr. Mann, of Wilmington, reported the following bill, entitled

H. 413. An act relating to public instruction.

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION 1. The office of county supervisor and of the county board of education are hereby abolished, and the office of town superintendent is hereby restored, and all laws in relation to town superintendents repealed by act number nine of the laws of 1888 are hereby re-enacted except as modified by the provisions of this act.

SEC. 2. Act number nine of the laws of 1888 is hereby amended as follows:

In sections 112, 118, 119, 127, 163, 193, 237, wherever the word "July" occurs, it shall hereafter read "April."

In sections 149, 163, 190, 191, 206, 215, 244, wherever the word "June" occurs it shall hereafter read "March."

In section 189 the word "May" shall read "February."

Section 124 is amended by striking out all of said section after the word "year."

Section 197 is amended so as to read as follows:—

The town clerk shall, when required by the state superintendent, make out and return such statistics as the state superintendent may require.

Section 228 is hereby amended by striking out the words "first day of July" and inserting in lieu thereof the words "fifteenth day of March."

Section 233 of said act is amended by striking out the words "between the third and sixth day of July" and inserting in lieu thereof the words "on the Friday next preceding the last Tuesday of March."

In sections forty-three, forty-four, fifty-nine, and sixty-three, wherever the word supervisor occurs it shall be changed to examiner, and elsewhere in said act it shall be changed to town superintendent.

The term school age shall include persons between the ages of five and twenty years. No child under five years of age shall be received as a pupil in a public school.

Chapter second of act number nine of the laws of 1888, from section thirteen to thirty-nine inclusive, is hereby repealed.

SEC. 3. At each biennial session of the legislature, or as soon thereafter as may be, the state superintendent of education and the governor shall appoint one man in each county, who shall be a resident of the same, and who shall be styled examiner of teachers. The said examiner, after consultation with the town superintendents of the county, shall, in the spring and autumn of each year, make arrangements for a public examination of applicants for teachers' certificates, at such places and times as shall best accommodate the teachers of the county, at as many places as may be agreed upon by the examiner and superintendent, and candidates for examination may choose which of said examinations they will attend. A vacancy in the office of examiner shall be filled by the state superintendent and the governor.

Such examinations shall be both oral and written, and shall be conducted by the examiner, but if he be prevented by sickness or other cause he may employ some competent person to conduct such examination; and the examiner may afterward grant certificates, upon the examination papers, and the report of the person who conducted the examination; and should said examiner be unable to issue seasonable certificates, then the state superintendent shall issue such certificates, and said certificates shall be of the same validity as is issued by the examiner.

SEC. 4. No person shall teach a public school without having a certificate or a permit as hereinafter provided, and a contract for teaching shall be void if the teacher does not obtain said certificate or permit before opening school; but this provision shall not apply to the principal teacher of the highest department of a graded school. No certificate shall be granted to a person not seventeen years of age.

SEC. 5. The examiner shall issue certificates of three grades, viz.: a certificate of the first grade shall be given only to one who has taught 40 weeks successfully, and whose examination papers shall have shown the applicant to have reached the standard required by the State superintendent; shall have passed a satisfactory oral examination, and shall have given evidence of good moral character and ability to govern; such certificate shall be a license to teach for five years from its date in any town in the State.

A certificate of the second grade shall be granted only to one who has taught successfully twelve weeks, and shall have passed a satisfactory examination in all branches required by law to be taught in common schools, and whose examination papers shall have shown the applicant to have reached the standard required by the State superintendent of education and shall have given evidence of good moral character and ability to govern; such certifi-

cate shall be a license to teach for two years from its date in any town in the State.

A certificate of the third grade shall be a license to teach for a specified time, not to exceed one year, and may, at the discretion of the examiner, be limited to the teaching of a particular school. A person who has twice taken a certificate of the third grade, and who has taught at least twenty-four weeks, shall not afterward be given a certificate of that grade.

SEC. 6. Said examiner may also give an applicant a private examination, when, in his judgment, the exigencies of the case may require the same.

Said examiner shall furnish to each person examined by him a certified statement of the percentage attained by such person in the different branches in which he has been examined at any given examination, and shall keep a record of the name, age and residence of each person examined by him, and the date and grade of each certificate issued; no applicant who shall fail to pass the required examination shall have another examination within three months thereafter; and should any person obtain a certificate contrary to the provisions of this act such certificate shall be void.

SEC. 7. Certificates held by teachers employed continuously in graded and union schools, shall remain in force for such length of time as the holders of such certificates continue in the employ of such graded or union school.

GENERAL DUTIES OF EXAMINER.

SEC. 8. Said examiner shall, under the direction of the State superintendent of education, make all necessary arrangements for holding teachers' institutes in his county as required by law; take measures to secure attendance of teachers at the same; give assistance at such institutes; and furnish such statistical information as may be required.

SEC. 9. The examiner shall receive four dollars per day for time actually spent in the discharge of the duties of his office, and his necessary expenses, which shall not exceed two dollars a day, and expenditures for postage and stationery for official use; and such examiner shall at the end of every six months file with the State auditor an itemized account of his expenses, verified by his oath, and as soon as the same can be examined and approved the State auditor shall transmit to him an order on the State treasurer for the amount due him on such account.

SEC. 10. Whenever the examiner shall, in the judgment of the State superintendent, prove himself unfit for the duties required of him, or his services become unprofitable, he may be removed by the State superintendent and governor and a successor appointed in his place.

SEC. 11. The examiner shall, in the month of June next preceding each biennial session of the general assembly, send to the superintendent of education a report of his work as examiner, with such suggestions as he may desire to make.

SEC. 12. The superintendent of education shall prepare printed questions for examination and blanks for teachers' certificates, and shall transmit the same to the examiners; he shall also fix the standard which shall be reached in the examinations.

SEC. 13. All examination papers shall be preserved in the office of the examiner, at least one year, and be subject to the inspection of the superintendent of education.

No person shall be employed or paid for services as teacher unless he shall exhibit to the prudential committee a State certificate from the examiner or a permit from the town superintendent that he is qualified to teach the school for which he may apply.

SEC. 14. The town superintendent may issue permits to teachers to teach particular schools for a single term; but such permits shall not be renewed more than three times to any one person, nor shall more than three such permits be granted in one town during the same school term.

SEC. 15. The town superintendent of each town shall have power to dismiss any teacher who, in his judgment, has proved himself incompetent; such dismissal shall be given to such teacher in writing, and such teacher shall receive pay pro rata to the time of dismissal.

SEC. 16. Nothing in this act shall be so construed as to interfere with the existing arrangements of such towns as may be acting under the town system of schools.

SEC. 17. All teachers' certificates in force at the time of the passage of this act shall be valid for such time as they were originally issued.

SEC. 18. School districts shall hold their annual meeting on the last Tuesday in March in each year, and the school year shall begin and close as before the passage of act number nine of the laws of 1888. And the duties of the State superintendent and town and district school officers having relation to the beginning and close of the school year, and the maintenance of schools and the statistics thereof shall be performed three months earlier than now required by law.

SEC. 19. All acts or parts of acts inconsistent with this act are hereby repealed.

SEC. 20. This act shall take effect on the first Tuesday of March, 1891.

Which was read the first and second times, under suspension of the rules read the third time, and on motion of Mr. Moloney of

Rutland ordered to lie and be printed, and be made the special order for to-morrow morning at ten o'clock and thirty minutes.

Senate bill entitled

S. 83. An act providing for the dedication of the Bennington battle monument and the centennial celebration of the admission of Vermont as a State,

Was read the third time and the question being, shall the bill pass in concurrence? on motion of Mr. Moloney of Rutland the same was ordered to lie and be made the special order for to-morrow morning at eleven o'clock.

Senate bill entitled

S. 90. An act to amend section five of act number one hundred forty-six of the acts of 1886,

Was read the third time and its passage in concurrence refused.

Mr. Darling from the judiciary committee, to whom had been referred senate bill entitled

S. 150. An act in amendment of section 808, Revised Laws, relating to auditors' vouchers for salaries of supreme court judges.

Reported adversely to its passage in concurrence and the third reading thereof was refused.

Mr. Smith from the joint committee on game and fisheries, to whom had been referred senate bill entitled

S. 149. An act to repeal section 3874 of the Revised Laws in relation to the protection of fish,

Reported in favor of its passage in concurrence and the third reading thereof was ordered for to-morrow morning.

Senate bill entitled

S. 96. An act relating to the discharge of mortgages,

Was read the third time and pending the question, shall the bill pass in concurrence? Mr. Thompson of Irasburgh moved that the house propose to the senate to amend the bill by inserting after the word "discharged" in the first line thereof the words *when the debt secured thereby has been paid or satisfied*.

Which was agreed to, and the bill was passed in concurrence with a proposal of amendment.

Mr. Williams, from the committee on corporations, to whom had been referred senate bills of the following titles, reported favorably to their passage in concurrence,

And they were severally read the third time and passed in concurrence:

S. 140. An act to amend an act to incorporate that part of the

village of Swanton in the town of Swanton, included in fire district number one in said village, approved November 15, 1888.

S. 144. An act to incorporate the Vermont Association of road and trotting horse breeders.

S. 146. An act to incorporate the Alpha Alpha Chapter of the Delta Kappa Epsilon Fraternity at Middlebury College.

House bill entitled

H. 354. An act to equalize taxation,

Was called up by Mr. Byington of Charlotte, and on his motion made the special order for seven o'clock and thirty minutes this evening.

On motion of Mr. Eldredge of Warren, the house adjourned.

EVENING.

Mr. Merrill of Enosburgh moved that the house return to the senate, agreeably to their request, house bill entitled

H. 147. An act to legalize the grand lists and quadrennial appraisal of the town of Mount Tabor for the year 1890,

Which was agreed to.

House bill entitled

H. 354. An act to equalize taxation,

Was taken up as a special order, and the question being, shall the bill be read the third time? Mr. Brown of Whitingham moved that the bill be dismissed,

Which was agreed to,

Yeas, 113; nays, 88.

The yeas and nays, having been demanded by Mr. Kinerson of Peacham, were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Aiken,
Bailey,
Bean,
Briggs,
Brockway,
Brown of Sheldon,
Brown of Waterford,
Brown of Whitingham,
Buffum,
Cannan of Moretown,
Carpenter of Starksboro,
Chafey,
Chase,
Chedel,

Childs,
Clark,
Clogston,
Colby,
Cook,
Covell,
Cree,
Cross,
Cummings,
Daniels,
Davis of Danville,
Davis of Essex,
Dexter,
Donaldson,

Eastman,
Fairbanks,
Farmer,
Field,
Fitts of Cabot,
Fleury,
Flint,
Frizzell,
Gipson,
Gleason,
Goodro,
Gove,
Griffith,
Gulley,

Hallock,	Mann,	Ryther,
Harlow,	Marsh,	Sayles,
Havely,	Marshall,	Sherwin,
Hastings,	Miller of Dunmerston,	Simonds,
Hemtenway,	Miller of Shelburne,	Smith of Royalton,
Hewett,	Montgomery,	Smith of St. Albans,
Hill of Elmore,	Needham,	Smith of Stratton,
Holden,	Nute,	Squier,
Horton,	Olmsted,	Stearns,
Houghton of Stamford,	Parker,	Stebbins,
Houghton of Westminster,	Parkhurst,	Stevens of Bloomfield,
Hubbard,	Parlin,	Stevens of Maidstone,
Hulett,	Paul,	Tarbell,
Hyde,	Perry of Barre,	Taylor of Fletcher,
Jackson,	Perry of Newfane,	Templeton,
James,	Phelps,	Thompson,
Johnson,	Phillips,	Thrasher,
Joslyn,	Pollard,	Tillotson,
Kelley,	Powers,	Tomlinson,
Kendall,	Ranney,	Tyler,
Kezer,	Reed,	Waterman,
Kidder,	Rice of Somerset,	Wilcox of Bridport,
Labaree,	Robinson,	Wright.—113.
Ladd,	Rogers,	

Those members who voted in the negative are Messrs.

Abell,	Dunham,	Prouty of Fairfield,
Amsden,	Dustin,	Prouty of Franklin,
Bartlett,	Enright,	Rice of Westford,
Beebe,	Fay of Jericho,	Robbins,
Bemis,	Fay of Milton,	Rooney,
Birchard,	Fisher,	Sawyer of Leicester,
Blake,	Fitch,	Sawyer of Sudbury,
Blakely,	Gardner,	Shepardson,
Booth,	Gilman,	Smith of Pittsford,
Boynton of Westfield,	Goodspeed,	Smith of Topsam,
Boynton of Woodstock,	Green,	Spaulding,
Bradley,	Heath,	Steele,
Bucklin,	Hill of Lunenburg,	Stowe,
Bugbee,	Houghton of Bennington,	Taylor of Cornwall,
Burbank,	Houghton of Waterville,	Taylor of West Windsor,
Burnett,	Janes,	Thomas of Hubbardton,
Byington,	Jubell,	Thomas of Monkton,
Canfield,	Kellogg,	Tudhope,
Cannon of West Rutland,	Kenyon,	Walbridge,
Carpenter of Rupert,	Kimball,	Walker,
Cave,	Kinerson,	Ware,
Chamberlin,	Lawrence,	Warner,
Coe,	Livingston,	Warren,
Conway,	Macomber,	Wedgeworth,
Croft,	Macey,	White,
Crossett,	Martin,	Wilcox of Granby,
Darling of Chelsea,	Miller of West Fairlee,	Wood,
Darling of Middlesex,	Morgan,	Woodbury.—88.
Davis of Corinth,	Petty,	
Drury,	Pierce,	

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have passed a bill entitled

S. 158. An act relating to filling certain vacancies in the board of trustees of the State library,

In the passage of which the concurrence of the house is requested.

Senate bill entitled

S. 38. An act exempting certain mortgage indebtedness from taxation,

Was called up by Mr. Kinerson of Peacham, and the question being, shall the bill be read the third time? it was decided in the negative.

Yeas, 66; nays, 101.

The yeas and nays having been demanded by Mr. Harvey of Barret, were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Amsden,	Dustin,	Prouty of Fairfield,
Bailey,	Fay of Milton,	Prouty of Franklin,
Bemis,	Feld,	Ranney,
Boylnton of Westfield,	Fisher,	Reed,
Bradley,	Fitch,	Rice of Somerset,
Brockway,	Fleury,	Rice of Westford,
Brown of Sheldon,	Gipson,	Robbins,
Brown of Waterford,	Goodro,	Rooney,
Buffum,	Harvey,	Sawyer of Sudbury,
Burbank,	Heath,	Shepardson,
Canfield,	Hill of Lunenburg,	Smith of Topsham,
Cannon of West Rutland,	Holden,	Taylor of Cornwall,
Chamberlin,	Hubbard,	Thomas of Hubbardton,
Chase,	Hulett,	Tomlinson,
Claghorn,	Joslyn,	Tudhope,
Coe,	Kinerson,	Walbridge,
Conway,	Macomber,	Walker,
Crossett,	Martin,	Warner,
Daniels,	Miller of West Fairlee,	Warren,
Darling of Chelsea,	Needham,	Waterman,
Darling of Middlesex,	Niles,	White,
Davis of Corinth,	Petty,	Wilcox of Granby.—66.

Those members who voted in the negative are Messrs.

Abell,	Harlow,	Olmsted,
Adams,	Hastings,	Peck,
Bartlett,	Hemenway,	Perry of Barre,
Bean,	Hewett,	Perry of Newfane,
Blakely,	Hill of Elmore,	Phillips,
Brown of Whitingham,	Horton,	Pierce,
Bucklin,	Houghton of Bennington,	Pollard,
Bugbee,	Houghton of Stamford,	Powers,
Burnett,	Houghton of Waterville,	Robinson,
Byington,	Hyde,	Rogers,
Cannan of Moretown,	Jackson,	Ryther,
Carpenter of Starksboro,	James,	Sayles,
Cave,	Johnson,	Sherwin,
Chedel,	Jones,	Simonds,
Clark,	Jubell,	Smith of Fairlee,
Colby,	Kelley,	Smith of St. Albans,
Cook,	Kellogg,	Smith of Topsham,
Covell,	Kelton,	Spaulding,
Croft,	Kendall,	Squler,
Cree,	Kezer,	Stearns,
Cummings,	Kidder,	Stebbins,
Davis of Danville,	Labaree,	Stevens of Maidstone,
Davis of Essex,	Ladd,	Stowe,
Dexter,	Lawrence,	Tarbell,
Eastman,	Livingston,	Templeton,
Fairbanks,	Mann,	Thompson,
Farmer,	Marsh,	Thrasher,
Fay of Jericho,	Marshall,	Tillotson,
Fitts of Cabot,	Merrill,	Tyler,
Frizzell,	Miller of Dummerston,	Ware,
Gardner,	Miller of Shelburne,	Wells,
Gleason,	Montgomery,	Wilcox of Bridport,
Goodspeed,	Moore,	Wright.—101.
Gulley,	Nute,	

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER :

I am directed to inform the house that the senate have considered a house bill entitled

H. 270. An act to incorporate the village of Chester,

And have passed the same in concurrence, with a proposal of amendment, in the adoption of which the concurrence of the house is requested.

The senate have voted to insist upon their proposal of amendment to house bill entitled

H. 384. An act to provide for the representation of Vermont at the World's Columbian Exposition,

And ask for a committee of conference on the disagreeing vote of the two houses thereon : and have appointed as such committee on the part of the senate,

Mr. Peck,
Harvey,
Nichols.

The senate have voted to insist upon their proposal of amendment to house bill entitled

H. 200. An act to incorporate the Orleans Trust Company,

And ask for a committee of conference on the disagreeing vote of the two houses thereon; and have appointed as such committee on the part of the senate,

Mr. Lincoln,
Jennings,
Brown.

Senate bill entitled

S. 152. An act to promote purity of elections, secure secrecy of the ballot, and to provide for the printing and distribution of the ballots at public expense.

Was read the first and second times and referred to the committee on elections.

Mr. Peck, from the joint special committee on immigration and industrial interests, to whom had been referred senate bill entitled

S. 161. An act providing for a bureau of immigration and industrial interests,

Reported in favor of its passage in concurrence, and the question being, shall the bill be read the third time? On motion of Mr. Cannon of West Rutland the same ordered to lie and be made the special order for to-morrow morning at eleven o'clock and thirty minutes.

Mr. Thompson of Irasburgh moved that the house accede to the request of the senate for a committee of conference on the disagreeing votes of the two houses on house bill entitled

H. 384. An act to provide for the representation of Vermont at the World's Columbian Exposition ;

Which was agreed to, and the speaker announced as such committee on the part of the house,

Mr. Merrill of Enosburgh,
Houghton of Stamford,
Darling of Chelsea.

Senate bill entitled

S. 158. An act relating to filling certain vacancies in the board of trustees of the State library,

Was read the first and second times, and, under suspension of the rules, read the third time and passed in concurrence.

Mr. Chamberlin of Bradford offered the following joint resolution:

Resolved by the Senate and House of Representatives, That one thousand dollars of the money returned by the Vermont Gettysburg commissioners be turned over by the State to the memorial association at Gettysburg, Pennsylvania, to be used by them for the care of the Vermont monuments, located on that field, for all time.

Which was read and adopted on the part of the house.

Mr. Proctor of Fair Haven offered the following joint resolution.

Resolved by the Senate and House of Representatives, That the adjutant general be directed to incorporate into the revised roster of the Vermont troops in the war of the rebellion now in process of preparation under authority of number 113 of the laws of 1888, entitled "An act to provide a revised roster of Vermont troops," a list of all resident Vermonters who served in the war of the rebellion, in the war of 1812, and in the Mexican war, so far as the same may appear from rolls now on file in his office.

Which was read and adopted on the part of the house.

Senate bill entitled

S. 38. An act exempting certain mortgage indebtedness from taxation.

Was called up by Mr. Kinerson of Peacham, and the question being, shall the bill be read the third time?

It was decided in the negative.

Mr. Pollard of Chester offered the following resolution :

Resolved, That no member during the remainder of the session be allowed to speak more than five minutes to any one question, and not more than once without permission from the house, provided however the house may, on motion, allow a member to speak any allotted time.

Which was read and adopted.

The conference committee on the disagreeing votes of the two houses on senate bill entitled

S. 68. An act to regulate and provide for the appointment of judges of city and municipal courts,

Respectfully report and recommend the following :

That the house recede from its proposal of amendment and that the following amendment be inserted in lieu thereof :

No judge of any city court appointed under this act, whose compensation from legal fees in any one year exceeds twelve hundred dollars, shall for that year receive any salary from the State treasury.

ROBERT ROBERTS,	}	<i>Com. on the part of the Senate.</i>
ALBRO F. NICHOLS,		
W. H. FAIRCHILD,		

W. I. ROBINSON,	}	<i>Com. on the part of the House.</i>
T. W. MOLONEY,		
M. W. CANNON,		

Which was read and adopted on the part of the house.

Mr. Marshall from the committee on elections, to whom had been referred senate bill entitled

S. 152. An act to promote purity of elections, secure secrecy of the ballot, and to provide for the printing and distribution of ballots at public expense,

Reported in favor of its passage in concurrence, and pending the question, shall the bill be read the third time ? on motion of Mr. Brown of Sheldon the house adjourned.

TUESDAY, NOVEMBER 25, 1890.

Reading of the scriptures and prayer by the chaplain.

Senate bill entitled

S. 152. An act to promote purity of elections, secure secrecy of the ballot, and to provide for the printing and distribution of the ballots at public expense,

Was taken up as unfinished business, and the question being, shall the bill be read the third time?

It was decided in the affirmative.

Yeas, 128 ; nays, 88.

The yeas and nays having been demanded by Mr. Croft of Clarendon, were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Adams.	Green.	Pierce.
Amnden.	Griffith.	Pollard.
Beebe.	Harlow.	Proctor of Fair Haven.
Bemis.	Harvey.	Prouty of Fairfield.
Booth.	Heath.	Reed.
Bowen.	Hewitt.	Rice of Somerset.
Boynton of Westfield.	Hobson.	Robbins.
Boynton of Woodstock.	Houghton of Bennington.	Rogers.
Bradley.	Houghton of Stamford.	Rooney.
Briggs.	Hubbard.	Ryan.
Brockway.	Humphrey.	Ryther.
Brown of Tunbridge.	Hyde.	Sanderson.
Brown of Waterford.	James.	Sawyer of Sudbury.
Brown of Whitingham.	Janes.	Sayles.
Buffum.	Johnson.	Shepardson.
Bullard.	Jones.	Smith of Fairlee.
Burbank.	Joslyn.	Smith of Pittsford.
Burnett.	Jubell.	Smith of St. Albans.
Burroughs.	Kelley.	Spaulding.
Byington.	Kelton.	Squier.
Canfield.	Kenyon.	Stevens of Bloomfield.
Cannan of Moretown.	Kezer.	Stowe.
Cannon of West Rutland.	Kidder.	Tarbell.
Claghorn.	Kimball.	Templeton.
Clark.	Kinerson.	Thomas of Monkton.
Conway.	Labaree.	Thompson.
Cree.	Livingston.	Thrasher.
Cross.	Macomber.	Tillotson.
Crossett.	Macoy.	Tomlinson.
Darling of Chelsea.	Mann.	Tucker.
Darling of Middlesex.	Manning.	Tyler.
Davis of Corinth.	Marshall.	Walbridge.
Davis of Danville.	Merrill.	Warner.
Drury.	Miller of West Fairlee.	Warren.
Dunham.	Moloney.	Waterman.
Dustin.	Montgomery.	Wedgeworth.
Eastman.	Olmsted.	Wells.
Enright.	Orvis.	Wilcox of Bridport.
Farmer.	Parkhurst.	Wilcox of Granby.
Fisher.	Paul.	Williams.
Fitts of Cabot.	Perry of Barre.	Wood.—128.
Fitts of Vershire.	Phelps.	
Frizzell.	Phillips.	

Those members who voted in the negative are Messrs.

Abell.	Goodro.	Petty.
Alken.	Goodspeed.	Powers.
Bailey.	Gray.	Preston.
Bean.	Gulley.	Proctor of Proctor.
Birchard.	Hallock.	Prouty of Franklin.
Blakely.	Hastings.	Ranney.
Brown of Goshen.	Hemenway.	Rice of Westford.
Bucklin.	Hibbard.	Sawyer of Leicester.
Chamberlin.	Hill of Elmore.	Sherwin.
Chase.	Hill of Lunenburg.	Simonds.
Childs.	Holden.	Smith of East Haven.
Clogston.	Horton.	Smith of Royalton.
Coe.	Houghton of Waterville.	Smith of Stratton.
Cook.	Houghton of Westminster.	Smith of Topsham.
Covell.	Jackson.	Stearns.
Croft.	Kendall.	Stebbins.
Cummings.	Ladd.	Steele.
Daniels.	Lawrence.	Stevens of Maidstone.
Davis of Essex.	Marsh.	Taylor of Cornwall.
Dexter.	Martin.	Taylor of Fletcher.
Donaldson.	Miller of Dummerston.	Taylor of West Windsor.
Eldredge.	Miller of Shelburne.	Thomas of Hubbardton.
Fay of Jericho.	Moore.	Tudhope.
Fay of Milton.	Morgan.	Walker.
Field.	Needham.	Ware.
Fitch.	Niles.	White.
Gardner.	Parker.	Woodbury.
Gilman.	Parlin.	Wright. 88.
Gipson.	Peck.	
Gleason.	Perry of Newfane.	

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER :

I am directed to inform the house that the Senate have considered the report of the committee of conference on the disagreeing votes of the two houses on house proposal of amendment to senate bill entitled

S. 68. An act to provide for the appointment of judges of city and municipal courts,

And have adopted the same on their part.

The senate have on their part adopted joint resolutions as follows :

Joint resolution calling for a joint assembly.

Joint resolution relating to the Revised Roster of Vermont.

Joint resolution relating to centennial celebration at Bennington in August, 1891.

In the adoption of which the concurrence of the house is requested.

The senate have considered a bill entitled

H. 400. An act to provide for the fortnightly payment of wages by corporations,

And have refused the same a third reading.

The senate have considered house proposal of amendment to senate bill entitled

S. 86. An act relating to the discharge of mortgages,

And have concurred therein.

The senate have passed a bill entitled

S. 155. An act in amendment of and in addition to section 158 of the Revised Laws, relating to the appointment and duties of an engrossing clerk,

In the passage of which the concurrence of the house is requested.

The senate have considered house bills of the following titles :

H. 187. An act to incorporate the Williamsburgh Mining and Manufacturing Company.

H. 260. An act regulating mesne process.

H. 279. An act in amendment of section 4583 of the Revised Laws, relating to the promulgation of the laws.

H. 323. An act in addition to and in amendment of number twelve of the acts of 1888 in amendment of section twenty-seven,

number forty-one of the acts of 1884, relating to investments by savings banks and trust companies.

H. 353. An act in amendment of and in addition to number 199 of the laws of 1886, relating to the village of Rutland.

H. 407. An act to pay H. O. Camp the sum therein named.

And have passed the same in concurrence.

The senate have considered house bills of the following titles :

H. 147. An act to legalize the grand lists and quadrennial appraisal of the town of Mount Tabor for the year 1890.

H. 357. An act providing for better drainage in or adjacent to incorporated cities and villages,

And have passed the same in concurrence with proposals of amendment, in the adoption of which the concurrence of the house is requested.

The governor has informed the senate that he has approved and signed bills originating in the senate of the following titles :

S. 92. An act to incorporate the Burlington Manufacturing Promotor Company.

S. 105. An act to incorporate the Hartford Water Company.

S. 122. An act to incorporate the Chittenden County Railroad Company.

S. 137. An act to enable the town of Montgomery to issue its bonds for the purpose of refunding its present indebtedness.

S. 143. An act to enable school district No. 9 in Washington, Vermont, to issue bonds for the funding of its indebtedness incurred by building a new school house.

I am directed to request the house to return to the possession of the senate a house bill entitled

H. 305. An act in amendment of section 4572 of the Revised Laws of 1880 in relation to the distribution of the laws.

Mr. Robinson of Barton moved that the house accede to the request of the senate for a committee of conference on the disagreeing votes of the two houses on senate proposals of amendment to house bill entitled

H. 200. An act to incorporate the Orleans Savings Company,
Which was agreed to, and

Mr. Robinson of Barton,
Thrasher of Newport,
Brown of Whitingham,

were appointed as such committee on the part of the house.

Mr. Marshall of Brattleboro under suspension of rules moved

that the house reconsider their vote concurring in senate proposals of amendment to house bill entitled

II. 318. An act to incorporate the Security Savings Bank and Trust Company of Middlebury,

Which was agreed to, and the question recurring, will the house concur in the senate proposals of amendment? it was decided in the negative, and the bill was passed in concurrence.

House bill entitled

II. 413. An act relating to public instruction,

Was taken up as a special order and the question being, shall the bill pass? on motion of Mr. Peck of Hinesburgh, the same was committed to that member to amend by adding to section sixteen the following: *and the chairman of the school directors shall perform the duties of the town superintendent in such towns.*

And on motion of Mr. Enright of Windsor the same was committed to that member to further amend by adding to section eighteen the following: *Nothing in this act shall be so construed as to interfere with the arrangements of any school organized under special acts of the legislature as regards the time for holding their annual meeting. The term of office of the county supervisors shall end March 1, 1891.*

And the bill as amended was passed.

Yeas, 183; nays, 14.

The yeas and nays having been demanded by Mr. Fitch of Hyde Park, were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Adams,
Aiken,
Amsden,
Bailey,
Bartlett,
Bean,
Beebe,
Bemis,
Birchard,
Blake,
Blakely,
Booth,
Bowen,
Boynton of Westfield,
Bradley,
Briggs,
Brockway,
Brown of Goshen,
Brown of Tunbridge,
Brown of Waterford,
Bucklin,
Buffum,
Bugbee,
Bullard,
Burbank,
Burnett,
Burroughs,
Canfield,
Cannan of Moretown,
Cannon of West Rutland,
Chamberlin,

Chedel,
Childs,
Chipman,
Clogston,
Coe,
Colby,
Conway,
Cook,
Covell,
Croft,
Cree,
Cross,
Crossett,
Cummings,
Daniels,
Darling of Chelsea,
Darling of Middlesex,
Davis of Corinth,
Davis of Danville,
Davis of Essex,
Dexter,
Drury,
Dunham,
Dustin,
Enright,
Fairbanks,
Farmer,
Fay of Jericho,
Field,
Fisher,
Fitch,

Fitts of Cabot,
Fitts of Vershire,
Flint,
Gilman,
Gipson,
Gleason,
Goodro,
Goodspeed,
Gove,
Green,
Gulley,
Hallock,
Harvey,
Heath,
Hewett,
Hibbard,
Hill of Elmore,
Hill of Lunenburg,
Hobson,
Holden,
Horton,
Houghton of Bennington,
Houghton of Stamford,
Houghton of Waterville,
Houghton of Westminster,
Hubbard,
Huntington,
Hyde,
Jackson,
Janes,
Johnson,

Joslyn,	Paul,	Smith of Royalton,
Jubell,	Peck,	Smith of Stratton,
Kelley,	Perry of Barre,	Spaulding,
Kellogg,	Perry of Newfane,	Squier,
Kelton,	Petty,	Stebbins,
Kezer,	Phelps,	Stevens of Bloomfield,
Kidder,	Phillips,	Stevens of Maidstone,
Kimball,	Pierce,	Stowe,
Kinerson,	Pollard,	Tarbell,
Labaree,	Preston,	Taylor of Cornwall,
Ladd,	Proctor of Fair Haven,	Taylor of Fletcher,
Lawrence,	Pronty of Fairfield,	Taylor of West Windsor,
Macomber,	Prouty of Franklin,	Templeton,
Macey,	Ranney,	Thomas of Monkton,
Manning,	Reed,	Tillotson,
Marshall,	Rice of Somerset,	Tomlinson,
Martin,	Rice of Westford,	Tyler,
Miller of Dummerston,	Rogers,	Walbridge,
Miller of Shelburne,	Rooney,	Walker,
Moloney,	Ryther,	Warner,
Montgomery,	Sanderson,	Warren,
Moore,	Sawyer of Leicester,	Waterman,
Morgan,	Sawyer of Sudbury,	Wedgeworth,
Needham,	Sayles,	Wells,
Nute,	Shepardson,	White,
Olmsted,	Sherwin,	Wilcox of Bridport,
Orvis,	Simonds,	Wilcox of Granby,
Parker,	Smith of East Haven,	Wood,
Parkhurst,	Smith of Fairlee,	Woodbury,
Parlin,	Smith of Pittsford,	Wright. — 183.

Those members who voted in the negative are Messrs.

Brown of Sheldon,	Jones,	Smith of Topsham,
Cave,	Niles,	Stearns,
Clark,	Powers,	Thomas of Hubbardton,
Eldredge,	Robbins,	Tucker, — 14.
James,	Ryan,	

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have passed bills of the following titles :

S. 82. An act relating to the reports of decisions of the supreme court distributed pursuant to section 4580 of the Revised Laws.

S. 123. An act relating to the assignment of judges to hold courts of chancery and preside in county courts.

S. 145. An act to provide a public park or parks for the village of Rutland.

S. 157. An act in amendment of section 4485 of the Revised Laws, relating to the salary of the sergeant-at-arms.

In the passage of which the concurrence of the house is requested.

Senate bill entitled

S. 151. An act providing for a bureau of immigration and agricultural interests,

Was taken taken up as a special order, and the question being, shall the bill be read the third time ? Mr. Proctor of Fair Haven moved that the house propose to the senate to amend the bill by

striking out all after the enacting clause, and inserting in lieu thereof the following :

SECTION 1. *Act number 110 of the acts of the General Assembly of A. D. 1888, entitled "an act providing for a commissioner to investigate the agricultural and manufacturing interests of the State and devise means to develop the same," is hereby repealed.*

Pending which motion to amend, on motion of Mr. Pollard of Chester the house adjourned.

AFTERNOON.

Senate bill entitled

S. 151. An act providing for a bureau of immigration and industrial interests,

Was taken up as unfinished business, and the question being, will the house propose to the senate to amend the bill as proposed by Mr. Proctor of Fair Haven ? on motion of Mr. Moloney of Rutland the same was ordered to lie.

Senate bill entitled

S. 83. An act providing for the dedication of the Bennington battle monument and the centennial celebration of the admission of Vermont as a State,

Was taken up as a special order, and the question being, shall the bill pass in concurrence ? it was decided in the negative.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have considered house bill entitled

H. 129. An act to establish the Vermont State Agricultural and Mechanical College,

And have refused the same a third reading.

Mr. Smith of St. Albans offered the following joint resolution :

Resolved by the Senate and House of Representatives, That the auditor of accounts be, and hereby is, directed to draw an order on the State treasurer in favor of Charles A. Livingston, for the sum of twenty dollars, it being for clerical services rendered to the committee on ways and means,

Which was read and adopted on the part of the house.

Mr. Prouty of Franklin offered the following joint resolution:

Resolved by the Senate and House of Representatives, That George Richardson, janitor; Peter Gokey, assistant engineer; Edward Richardson, George White, John Martine and Valnum Perkins, house cleaners, shall each receive the sum of three dollars per day for their services during this session,

Which was read and adopted on the part of the house.

Mr. Abell of West Haven offered the following joint resolution:

Resolved by the Senate and House of Representatives, That joint rule number twelve be suspended for the remainder of the session,

Which was read and adopted on the part of the house.

Mr. Abell of West Haven offered the following resolution:

Resolved, That rule number twenty-six be suspended for the remainder of the session,

Which was read and adopted.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows:

MR. SPEAKER:

I am directed by the governor to inform the House of Representatives that he has this day approved and signed bills originating in the house of the following titles, to wit:

H. 57. An act to amend section 3895 of the Revised Laws.

H. 274. An act to incorporate the Sunset Electric Company.

H. 344. An act relating to the Vermont Historical Gazetteer.

H. 322. An act to legalize the grand list and quadrennial appraisal of the town of Montgomery for the year 1890.

H. 331. An act amending section 3871 of the Revised Laws relating to fish wardens.

H. 385. An act extending the time of making the quadrennial appraisal in towns of more than eight thousand inhabitants.

Also a joint resolution paying Tuttle & Co. a certain sum.

Also a joint resolution to pay A. S. Allen the sum therein named.

House bill entitled

H. 409. An act fixing the salaries and compensation of State officers,

Was taken up as a special order, and the question being, shall the bill pass? on motion of Mr. Pollard of Chester, the same was ordered to lie.

Senate bill entitled

S. 48. An act in addition to and in amendment of number forty-one of the acts of 1884, relating to savings banks and trust companies,

Was called up by Mr. Cross of Montpelier, and the question being, shall the bill pass in concurrence? it was decided in the negative.

Mr. Eldredge of Warren moved that the house reconsider their vote refusing passage in concurrence to senate bill entitled

S. 83. An act for the dedication of the Bennington battle monument, and the centennial celebration of the admission of Vermont as a State,

Which motion was, on motion of Mr. Kimball of Randolph, ordered to lie and be made the special order for four o'clock this afternoon.

Mr. Proctor of Fair Haven moved that the senate be requested to return to the possession of the house senate bill entitled

S. 90. An act to amend section five of act number one hundred forty-six of the acts of 1886,

Which was agreed to.

Senate proposal of amendment to house bill entitled

H. 357. An act providing for better drainage in or adjacent to incorporated cities and villages,

By inserting in section two, line twelve, between the word "and" and "proper" the words *the same number selected by and from the,*

Was considered and concurred in.

Senate proposal of amendment to house bill entitled

H. 147. An act to legalize the grand lists and quadrennial appraisal of the town of Mount Tabor for the year 1890, as follows:

First. By striking out the word "list" in the first line of section one and inserting in lieu thereof the word *lists*.

Second. By striking out the word "and" in the third line of the same section and inserting in lieu thereof the words *as to*.

Was considered and concurred in.

Senate proposals of amendment to house bill entitled

H. 270. An act to incorporate the village of Chester.

As follows:

By striking out all after the enacting clause and inserting in lieu thereof the following:

SECTION 1. All that portion of the town of Chester, in the

county of Windsor, included within the bounds of fire district number one, shall hereafter be known by the name of village of Chester, by and in that name may sue and be sued, prosecute and defend in any court ; may purchase, take, hold, sell and convey real and personal estate necessary for its corporate purposes and shall have all the rights and privileges and be subject to liabilities incident to public corporations.

SEC. 2. The annual meetings of said corporation shall be holden on the third Tuesdays of January, at such hour of the day as may be appointed, at the school house in said Chester village, or at such other time and place as corporations shall hereafter appoint, notice of which shall be posted up in at least three public places in said Chester village, not less than ten days nor more than thirty days before the time of holding said meeting. Annual meetings shall be warned by the clerk, or, in case of his neglect by a majority of the trustees, or in case of the neglect of both the trustees and the clerk, by a majority of the justices residing in said village, and shall specify the time and place of holding the same and the business to be transacted at such meeting. Special meetings may be called at any time, in the same manner as the annual meetings, and shall be called on application in writing of five or more legal voters in said village.

SEC. 3. Persons residing in the village who are legal voters in town meetings in said Chester shall be voters in village meetings.

SEC. 4. At the annual meeting said corporation shall, by ballot, if called for by three or more legal voters in such meeting, elect for the ensuing year and until their successors are chosen, a president who shall preside at all meetings of the corporation, and shall have all the powers of a moderator at town meetings; a clerk, who shall keep a record of all the proceedings of said corporation, with powers to certify copies of the same, and who shall perform the usual duties of a clerk ; not less than five or more than seven trustees, who shall have charge of the management of the prudential affairs of said corporation, with powers necessary for that purpose, who may fill all vacancies in the offices of said corporation, except the moderator, and may act by a majority; and of whom the oldest in office present at any village meeting shall preside when the moderator is absent; a treasurer and a collector, who shall be sworn, and who shall have the power and discharge the usual duties of such officers in town, and shall give bonds for the faithful performance of the same, in such sum as the corporation of bailiffs shall direct. If a treasurer or collector does not give such bonds within ten days after his election or appointment, his office shall be vacant; a chief engineer and two assistant engineers, who shall be *ex-officio* fire wardens of said village, and shall have all the rights and powers given to engineers in fire districts under chapter one hundred and thirty-four of the Revised Laws, and shall rank in the same order, and shall perform such other duties

as may be prescribed by the by-laws and ordinances of said village, and have the necessary powers for that purpose; three auditors, who shall have the powers and perform the duties in said village which town auditors perform in towns, and shall cause their report to be printed at the expense of the village, and circulated among the tax-payers thereof, at least ten days before the annual meeting; not less than one nor more than three street commissioners, who shall have the same powers and be subject to the same liabilities in respect to the repairs of streets and highways as street commissioners have, by law, in towns where they elect such commissioners, subject to the by-laws, resolutions, and ordinances of said village. In case of a failure to elect such officers at the annual meeting, they may be elected at a special meeting called for that purpose.

SEC. 5. The trustees of said village shall have the same powers to lay out, alter, and discontinue streets and highways in said village as are vested, by law, in the selectmen in towns, and all proceedings in respect to laying out, altering and discontinuing streets and highways in said village, shall be had in the same manner as is prescribed by law in respect to such matters in towns, and from all of their acts or omissions, or refusals to act in such respect, appeals may be taken to the county court, in the same manner as is provided by law from the decision of selectmen in such matters, and the selectmen of the town of Chester shall have no power to lay out, alter, or discontinue streets or highways within the limits of said village.

SEC. 6. All the territory embraced within the limits of said village is hereby constituted a highway district of the town of Chester, and the highway taxes in said district shall be paid in money, and the selectmen of the town of Chester, shall from year to year hereafter, make out a tax bill and deliver the same seasonably to the collector of said village with a warrant for its collection, who shall proceed in its collection, and shall from time to time as such taxes are collected, pay one-fourth of the same into the treasury of the town of Chester, to be used and applied by the selectmen of said town in the repairing of highways and bridges as said selectmen shall direct; and the remainder of said tax shall be paid into the treasury of said village to be used and applied by the trustees in building, repairing, and sustaining the highways, streets, walks, alleys, sidewalks, lanes and sewers of said village, and if any portion of said tax so paid into the treasury of said village in the judgment of the trustees shall not be needed for the purposes above specified, the same may in the discretion of said trustees be expended in improving, beautifying, or lighting the streets or common of said village, and no highway surveyor shall be required or chosen by the town for said village highway district.

SEC. 7. When the public health or convenience shall require the construction of a common sewer or main drain in the village of Chester, and through the principal streets thereof, the bailiffs of

said village, upon application in writing of twenty or more freeholders and legal voters of said village, are hereby authorized and empowered to lay, make, and maintain such common sewers or main drains, and repair the same when necessary from time to time, and for such purpose may take the lands of any individuals or corporations; and said trustees shall proceed in the same manner as is prescribed by law for selectmen in taking lands for highways and in awarding damages therefor; and said bailiffs shall make a return of their doings to the office of the clerk of said village, who shall record the same in the records of the village. Every person or corporation whose particular drain shall enter into such main drain or sewer, or who in the opinion of said bailiffs shall receive benefit thereby for draining the premises of such person or corporation shall be liable to contribute a just share towards the expenses of laying and constructing and maintaining of such sewer or drain and shall be assessed therefor by said trustees such share; and at least ten days notice of the time and place of such assessment for said contribution shall be given to such person, his agent, tenant, or lessee, and a certificate of such assessment shall be left with the clerk of said village, and recorded by said clerk, and when so recorded, the amount so assessed shall be and remain a lien in the nature of a tax upon the lands so assessed until the same shall be paid; and if the owner of such lands shall neglect for the space of six months after the final decision of said bailiffs, or in case of appeal to county court, to pay the village treasurer the amount of said assessment, the bailiffs shall issue their warrant for the collection of the same, directed to the village collector of taxes, who shall have authority to sell at public auction so much of said lands as will satisfy said assessment and all legal fees, who shall proceed in the same manner as collector of town taxes are required by law to proceed in selling real estate at auction for the collection of town taxes. When any person or corporation shall be dissatisfied with the decision of said trustees in the award of damages for land taken for such sewer or drain, or in any assessment for contribution for the same, such persons or corporation may petition the Washington county court for a re-assessment of such damages or contribution, and any number of persons agreed may join in the petition, but such petition shall not delay the laying or repairing of such sewer or drain. Such petition shall be served on the clerk of such village within sixty days next after the said award of damages or said assessment for contribution shall be filed in said clerk's office. Such proceedings shall be had in said court on said petition as are provided by law for the re-assessment of damages for land taken for highways, except as herein provided, and the commissioners therein provided by said court shall notify one of the bailiffs of said corporation of the time and place when they will hear said matter.

SEC. 8. The trustees of said village shall have power, and may appoint such number of police officers within said village, as said trustees may judge necessary for the interests of the inhabitants of

said village, by writing under their hands, and shall be recorded by the village clerk ; and such appointment may in the same way be revoked at any time. Said bailiffs may specify their duties as watchmen and patrols and agree with them for their compensation which shall be paid by the village. Each of such police shall be sworn and shall have the same powers within the limits of the said village as constables in serving criminal process and in criminal matters, and when on duty shall wear conspicuously a badge of office, and shall hold their office for one year, unless sooner discharged as aforesaid.

SEC. 9. Said village may make, alter and repeal by-laws of the following subject matters, viz.:

First, Relating to their street, sidewalks, alleys, public highways, commons, parks and public grounds ; the cleaning, repairing and improving the same ; to prevent the encumbering of the same with fire-wood, coal, ashes, lumber, carriages, boxes and other things, and to compel persons to remove from the sidewalks and gutters adjacent to the premises owned or occupied by them, snow, ice, dirt and garbage and to keep such sidewalks and gutters clean.

Second, Relating to a watch and lighting the streets.

Third, Relating to slaughter houses and nuisances generally, and to compel the owner or occupant of an unwholesome or offensive house or place to remove or cleanse the same from time to time as may be necessary for the health and comfort of the inhabitants of said village.

Fourth, Relating to sewers.

Fifth, Relating to a water supply for the protection of the village and the inhabitants thereof against fires and for other purposes, and to regulate the use of the same.

Sixth, To restrain animals from running at large in said village.

Seventh, To establish and regulate markets.

Eighth, To erect and regulate hay scales.

Ninth, To suppress disorderly and gaming houses, and all descriptions of gaming, and for the destruction of instruments and devices used for that purpose.

Tenth, To prevent immoderate driving in the streets and cruelty to animals.

Eleventh, To regulate the erection of buildings and the materials to be used therefor, and the use of and occupancy of buildings in crowded localities for special hazardous purposes.

Twelfth, To regulate the manufacture and keeping of gunpowder and all other combustibles or dangerous materials.

Thirteenth, To regulate the making, alteration and repairs of stove-pipe, furnaces, fire-places, depositories for ashes and other

things from which loss or damage may be apprehended by fire, and in general to provide for the preservation of buildings from fires, by precautionary measures and inspections.

Fourteenth, To establish, regulate and maintain a fire department and fire, hose and hook and ladder companies.

Fifteenth, To regulate or restrain the use and sale of rockets, squibs, firecrackers, toy pistols, or other fireworks within the village.

Sixteenth, To regulate the exhibition of shows not interdicted by law.

Seventeenth. To license inn-keepers and victualers, peddlers, itinerant venders and auctioneers, and to license and to suppress billiard and pool tables, bowling alleys, skating rinks and other places of amusement.

Eighteenth, To regulate the grade and width of streets and sidewalks, and the construction thereof, and protect the same.

Nineteenth, To prohibit and punish wilful injury to trees planted for shade, ornament, convenience, or use, public or private, and to prevent and punish trespass or wilful injuries to or upon public buildings, squares, commons, cemeteries, or other property within said village.

And said corporation may establish, alter, or repeal other by-laws and ordinances which it may deem necessary for the well-being of said village and for the proper regulation of the officers thereof, not repugnant to the laws of this State.

SEC. 10. Said village may impose a fine or forfeiture not exceeding one hundred dollars, for the violation of any by-laws or ordinance. Such penalty may be recovered in an action on the case upon this statute, in the name of said corporation, in which action it shall be sufficient to declare generally that the defendant is guilty of a violation of a certain by-law, naming it generally, and under such declaration the special matter may be given in evidence. But nothing herein contained shall be so construed as to prevent said corporation from having such other and further relief as it may be entitled by law to compel a compliance with the by-laws and ordinance of said village.

SEC. 11. The property belonging to fire district number one, in said Chester at the time of the taking effect of this act shall vest in the village of Chester hereby constituted, and said village shall be held for the liabilities of said fire district outstanding at said time. And from and after said time said fire district shall cease to exist.

SEC. 12. Said village is hereby constituted a fire district for the purpose of preventing the destructive consequences of fires, and the trustees thereof shall have all the powers and be subject to the same restrictions as prudential committees in fire districts, in

making contracts and expenditures for the preservation of property in said village from loss or damage by fire.

SEC. 13. It shall be the duty of the listers of the town of Chester, in making their assessments of real estate in said towns, to designate in the list by them made, the real estate situated within the village of Chester; and in case any piece or parcel of real estate is situated partly within and partly without the limits of said village, said listers shall designate in said list the appraised value of said real estate which lies within said limits.

SEC. 14. Said village may at its annual meeting or any special meeting warned for that purpose assess a tax on the taxable polls of the residents of said village, and on the list of real and personal estate taxable therein, for any of the purposes mentioned in this act, and shall have all the powers, and may collect such tax in the same manner as is provided by law for the collection of town taxes in towns, and the bailiffs of said village are to have the power and perform the duties herein required of the selectmen in towns.

SEC. 15. The trustees and clerk of said village shall constitute a board for the abatement of taxes in said village, and shall have the same power and proceed in the same manner as the board for the abatement of taxes in towns.

SEC. 16. A member of said corporation shall not be disqualified by reason of such membership to act as judge, juror, sheriff, constable, or justice in any cause or proceeding in which such corporation is interested.

SEC. 17. Said village, at an annual meeting, or any special meeting called for that purpose, is hereby authorized and empowered to vote to borrow money for any of the purposes herein mentioned and to issue its notes and bonds therefor, which bonds and notes shall be signed by the bailiffs and countersigned by the treasurer of said village, and payable at such time or times as said village may direct; provided, however, that no vote to borrow money, or for the issue of notes or bonds, shall be taken at any meeting for which the call or warrant does not specify that purpose. Before said notes and bonds shall issue a record thereof shall be made in a book kept for that purpose in the office of the treasurer of said village.

SEC. 18. This act shall be subject to future legislatures to alter, amend, or repeal, and shall take effect on the third Tuesday of January, A. D. 1891, provided a majority of the legal voters of said village present at the meeting shall vote to accept the provisions thereof, at a meeting to be held in the school house in said village of Chester, at seven o'clock in the afternoon of the first Tuesday of January next, or at an adjourned meeting thereof, and a publication of this act at least once in the Ludlow Tribune, a newspaper published at Ludlow, at least ten days before said first Tuesday of January, shall be a sufficient notice of said meeting.

If the provisions of this act are accepted as aforesaid, the selectmen of the town of Chester shall call a meeting of said village as provided in this act, to be holden in the school house in said Chester on the third Tuesday of January next, at seven o'clock in the afternoon, to elect village officers and to transact such other business as may be stated in the warning, not inconsistent with anything contained in this act.

Which was considered and concurred in.

Mr. Moloney of Rutland by consent of the house introduced a bill entitled

H. 414. An act in amendment of act number 281 of the acts of 1888 relating to the Rutland Graded School.

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION 1. Section one of number two hundred eighty-one of the laws of 1888 relating to the Rutland Graded School is hereby amended so as to read as follows :

That part of section two of an act entitled an act to establish the Rutland Graded School, approved March 28, 1867, which prescribes the time for holding the annual elections in said district, is hereby amended so as to read as follows :

The time of holding the annual election shall be the last Tuesday in June.

Which was read the first and second times and referred to the committee on education.

Joint resolutions from the senate as follows :

Resolved by the Senate and House of Representatives. That the quartermaster-general is hereby authorized to take to Bennington during the week of the 16th of August, 1891, the cannon captured in the battle of Bennington, to be used under his supervision on the centennial celebration of the admission of Vermont as a State.

Resolved by the Senate and House of Representatives, That the two houses meet in joint assembly on Tuesday evening next at eight o'clock, p. m., for the election of trustees on the part of the State for the University of Vermont and State Agricultural College, and for the election of a State superintendent of education.

Resolved by the Senate and House of Representatives, That the adjutant-general be authorized to make payments to the parties with whom the contract is made for printing the Revised Roster of Vermont Troops in the War of the Rebellion, now in process of preparation under authority of number one hundred thirteen of the laws of 1888, entitled, an act to provide a revised roster of Vermont troops, at such time and in such amounts and upon such conditions as shall be mutually agreed between them, and as shall be approved by the governor.

Which were read and adopted in concurrence.

The hour for joint assembly having arrived, the senate appeared in the hall of the house.

The joint assembly having concluded its session the speaker resumed the chair.

Senate bills of the following titles were severally read the first and second times and referred as follows :

S. 82. An act relating to the reports of decisions of the supreme court distributed pursuant to section 4580 of the Revised Laws.

S. 123. An act relating to the assignment of judges to hold courts of chancery and preside in county courts.

To the judiciary committee.

S. 145. An act to provide a public park or parks for the village of Rutland.

S. 155. An act in amendment of and in addition to section 158 of the Revised Laws relating to the appointment and duties of an engrossing clerk.

To the general committee.

S. 157. An act in amendment of section 4485 of the Revised Laws, relating to the salary of the sergeant-at-arms.

To the joint committee on State and court expenses.

The motion of Mr. Eldredge to reconsider the vote refusing the passage in concurrence of senate bill entitled

S. 83. An act providing for the dedication of the Bennington Battle Monument, and the centennial celebration of the admission of Vermont as a State,

Was taken up as a special order, and the question being, will the house reconsider their vote refusing the passage of the bill in concurrence? it was decided in the affirmative.

And the question recurring, shall the bill pass in concurrence? it was decided in the affirmative.

Mr. Thompson of Irasburgh called up house bill entitled

H. 180. An act to prevent delays and to expedite proceedings in liquor cases,

And the third reading thereof was ordered, read the third time and pending the question, shall the bill pass? on motion of Mr. Bullard of Underhill the same was ordered to lie.

Mr Boynton from the committee on education, to whom had been re-committed house bill entitled

HL 65. An act providing for a State school tax,
Reported in favor of its passage.

And the bill was read the third time and passed.

Mr. Merrill from the committee on claims, to whom had been referred house bill entitled

H. 259. An act to pay John A. Burwell the sum therein named,

Reported in favor of its passage when amended by filling the blank before the word "dollars" in line six of section one with the words *one hundred ninety-one and five one hundredths*,

Which amendment was agreed to, and the bill, as amended, was read the third time and passed.

House bill entitled

H. 399. An act to promote purity of elections, secure secrecy of the ballot, and provide for the printing and distribution of ballots at public expense,

Was read the third time, and pending the question, shall the bill pass? on motion of Mr. Marshall of Brattleboro the same was ordered to lie.

Mr. Wells of Burlington offered the following joint resolution:

Resolved by the Senate and House of Representatives, That the messenger in the secretary of state's office, and the messenger in the executive department receive for their services during the present session the same pay as a member of the house, \$3 per day and mileage,

Which was read and adopted on the part of the house.

Senate bill entitled

S. 149. An act to repeal section 3874 of the Revised Laws, in relation to the protection of fish,

Was read the third time and passed in concurrence.

Mr. Boynton from the committee on education to whom had been referred house bill entitled

H. 414. An act in amendment of act No. 281 of the acts of 1888, relating to the Rutland graded school,

Reported in favor of its passage, and the bill was read the third time and passed.

House bill entitled

H. 408. An act to enable towns to issue bonds for the purpose of erecting buildings for the Vermont State Agricultural and Mechanical College,

Was read the third time and passed.

Senate bill entitled

S. 151. An act providing for a Bureau of Immigration and Industrial Interests,

Was called up by Mr. Proctor of Fair Haven.

And the question being, will the house propose to the senate to amend the bill as proposed by Mr. Proctor of Fair Haven?

It was decided in the negative, yeas 76 ; nays 95.

The yeas and nays having been demanded by Mr. Cannon of West Rutland, were taken, and are as follows :

Those members who voted in the affirmative are Messrs.

Abell,	Davis of Danville,	Moloney,
Adams,	Donaldson,	Moore,
Aiken,	Eastman,	Parker,
Amsden,	Fairbanks,	Parkhurst,
Bailey,	Farmer,	Pierce,
Bean,	Fay of Milton,	Proctor of Fair Haven,
Birchard,	Field,	Prouty of Fairfield,
Booth,	Fitts of Cabot,	Prouty of Franklin,
Brown of Tunbridge,	Gipson,	Ranney,
Brown of Whitingham,	Goodro,	Rice of Westford,
Buffum,	Griffith,	Rooney,
Bullard,	Gulley,	Ryther,
Burbank,	Hallock,	Sawyer of Sudbury,
Cannon of West Rutland,	Harvey,	Smith of East Haven,
Chase,	Heath,	Smith of Pittsford,
Childs,	Horton,	Smith of Royalton,
Chipman,	Houghton of Westminster,	Spaulding,
Claghorn,	Humphrey,	Squier,
Clogston,	Hyde,	Stevens of Bloomfield,
Colby,	Jackson,	Stevens of Maldstone,
Conway,	Jubell,	Stowe,
Covell,	Kelley,	Tarbell,
Croft,	Ladd,	Thomas of Monkton,
Cree,	Livingston,	Williams,—76.
Daniels,	Macomber,	
Davis of Corinth,	Martin,	

Those members who voted in the negative are Messrs.

Bartlett,	Harlow,	Perry of Barre,
Bemis,	Hastings,	Perry of Newfaire,
Blake,	Hewitt,	Phelps,
Blakely,	Hill of Elmore,	Phillips,
Brockway,	Hill of Lunenburg,	Pollard,
Brown of Sheldon,	Holden,	Powers,
Brown of Waterford,	Houghton of Stamford,	Preston,
Bucklin,	Houghton of Waterville,	Proctor of Proctor,
Bugbee,	Hubbard,	Reed,
Burnett,	Hulett,	Robbins,
Burroughs,	James,	Shepardson,
Canfield,	Janes,	Sherwin,
Cannan of Moretown,	Johnson,	Simonds,
Chamberlin,	Joslyn,	Smith of Fairlee,
Chedel,	Kellogg,	Smith of St. Albans,
Clark,	Kelton,	Stearns,
Coe,	Kendall,	Stebbins,
Cook,	Kidder,	Steele,
Cross,	Kimball,	Templeton,
Darling of Chelsea,	Kinerson,	Thomas of Hubbardton,
Darling of Middlesex,	Lawrence,	Thrasher,
Davis of Essex,	Macoy,	Tomlinson,
Dunham,	Mann,	Tucker,
Enright,	Marsh,	Tyler,
Fay of Jericho,	Marshall,	Walbridge,
Fitch,	Miller of Dummerston,	Ware,
Flint,	Miller of Shelburne,	Warner,
Frizzell,	Miller of West Fairlee,	Wells,
Gardner,	Montgomery,	White,
Gilman,	Nute,	Wilcox of Granby,
Gleason,	Orvis,	Woodbury,—95.
Goodspeed,	Peck,	

And the question recurring, shall the bill be read the third time? Mr. Buffum of Dorset moved that the house propose to the senate to amend in section four, line seven, by striking out the word

“five” and inserting in lieu thereof the word *three*, which was agreed to.

Mr. Bullard of Underhill moved that the house propose to the senate to further amend in section four, line one, by striking out the words “twenty hundred” and inserting in lieu thereof the words *one thousand*.

Which was agreed to; read the third time, and passage in concurrence, refused.

Mr. Moloney of Rutland moved that when the house adjourn it be until seven o'clock and thirty minutes this evening.

On motion of Mr. Gulley of Addison the house adjourned.

EVENING.

Mr. Bullard of Underhill offered the following resolution:

Resolved, That the judiciary committee be instructed to report forthwith upon senate bill number 121, entitled

“An act to amend section 2389 of the Revised Laws, and to protect the rights of married women.”

Which was read and adopted.

On motion of Mr. Proctor of Proctor the house ordered to be returned to the senate, agreeably to their request, house bill entitled

H. 305. An act in amendment of section 4572 of the Revised Laws of 1880, in relation to the distribution of the laws.

Mr. Taylor of Cornwall called up house bill entitled

H. 49. An act to repeal number one hundred and ten of the acts of the legislature of 1888, relating to a commissioner of agricultural and manufacturing interests;

And the question being, shall the bill be read the third time? it was decided in the affirmative, and the bill was read the third time and passed.

Mr. Proctor of Proctor moved that senate bill entitled

S. 145. An act to provide a public park or parks for the village of Rutland,

Be recalled from the general committee and referred to the committee on corporations;

Which was agreed to.

Senate bills of the following titles were severally reported from the various committees to whom they had been referred, favorably, read the third time and passed in concurrence.

By Mr. Mann from the judiciary committee,

S. 82. An act relating to the reports of the decisions of the supreme court, distributed pursuant to section 4580 of the Revised Laws.

By Mr. Darling from the same committee,

S. 121. An act to amend section 2309 of the Revised Laws and to protect the rights of married women and minor children.

By Mr. Thrasher from the general committee,

S. 155. An act in amendment of and in addition to section 158 of the Revised Laws, relating to the appointment and duties of an engrossing clerk.

The hour for joint assembly having arrived the senate appeared in the hall of the house.

The joint assembly having concluded its session the speaker resumed the chair.

Mr. Mann from the committee on railroads, reported the following bill entitled

H. 415. An act to incorporate the "Green Mountain Railroad and Mining Company."

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION 1. Francis M. F. Cazin, E. P. George and S. E. Raunheim, and their associates and successors, are hereby constituted a body politic and corporate by the name of the "Green Mountain Railroad and Mining Company," and by that name may sue and be sued, prosecute and defend in all actions and suits both in law and equity, and may have a common seal and may alter the same at pleasure, and may purchase and hold personal property and real estate and otherwise have and enjoy all rights and privileges incident to and be subject to all provisions relating to railroad and mining corporations, under the general statutes of the State of Vermont.

SEC. 2. And the said company may own and work mines and reduce ores to metal and to such by-products, as it may deem proper, and may manufacture articles of commerce, in which such metals are used, and may build and operate a railroad in connection with the working of mines, and for general transportation purposes, and do all other legitimate business in carrying out its general purposes as herein specified.

SEC. 3. And the "Green Mountain Railroad and Mining Company" shall be authorized to issue 100,000 shares of the face value of \$10.00 each as its capital and to create a funded indebtedness by the issue of mortgage bonds, secured on its real estate and permanent improvements not to exceed \$22,000.00 for every mile

of railroad actually built, and not in excess in addition thereto of the actual costs of its permanent improvements. And the mortgage bonds so made by said company shall be made to bearer and earn six per cent. interest and be redeemable to begin in 1900 with annually five per cent. of the total issue. And the Green Mountain Railroad and Mining Company shall be authorized to sell their shares and bonds for the benefit of the corporation at large and use the proceeds thereof in payment for real estate acquired or improvements made by the said corporation, and for all other legitimate purposes in carrying out the said corporation's business.

SEC. 4. And the railroad line to be built and operated by the Green Mountain Railroad and Mining Company or its agents, assignees or successors, shall start from a point of connection on any of the railroads at present operated in the State of Vermont, provided that the new line to be built shall make connection with one or more of the copper mines now opened or to be opened in the counties of Windsor and Orange of this State, and may be extended for any or all of these copper mines, connecting them as deemed to be most convenient for railroad transportation.

SEC. 5. If the corporation created by this act shall not within six years commence the construction of said road and expend thereon at least five thousand dollars and shall not within ten years complete and put in operation said road as far as the village of West Fairlee, then said corporation shall be limited to such extent of road as it then shall have in operation.

SEC. 6. Said corporation shall have all the powers and privileges and be subject to all the duties, liabilities and obligations and other provisions prescribed by laws of this State relative to railroad corporations; provided, however, that in case where said corporation and land owners through whose land said road passes are unable to agree upon the amount of land damages to be paid to such owner, application may be made by said company to the county court where such land lies for the appointment of commissioners to appraise such damages, and said county court shall have all the powers and shall proceed in the same manner to appoint such commissioners as the supreme court would have in such case.

SEC. 7. The Green Mountain Railroad and Mining Company shall be exempt from all State and town taxation for the first five years of its corporate operation.

SEC. 8. This act shall be deemed and taken to be a public act and shall be construed favorably and beneficially for all the purposes for which it is granted, but shall be under the control of the legislature to alter, amend, or repeal, as the public good may require.

SEC. 9. This act shall take effect from its passage.

SEC. 10. The act No. 210 of 1888, entitled an act reviving and

extending an act entitled "an act to incorporate the West Fairlee Railroad Company," approved November 10, 1860, and in amendment thereof, is hereby repealed, provided, however, that at or previous to the passage and approval of this present act the said "West Fairlee Railroad Company" has not been organized and has created no obligations towards third parties or shareholders.

Which was read the first, second and third times and passed.

Mr. Mann from the committee on railroads, reported the following bill entitled

H. 416. An act in amendment of number twenty-one of acts of 1888, entitled an act relating to railroad crossings.

It is hereby enacted by the General Assembly of the State of Vermont:

SECTION 1. Number twenty-one of the public acts of 1888 is hereby amended in section one of said act by inserting in the second line thereof between the words "highway" and "the" the words "at grade."

SEC. 2. Section two of said act is hereby amended by inserting in line six, between the words "city" and "within," the words "or the clerk of an incorporated village."

SEC. 3. This act shall take effect from its passage.

Which was read the first, second and third times and passed.

The speaker laid before the house the following communication:

STATE OF VERMONT.

HOUSE OF REPRESENTATIVES.

MONTPELIER, November 26, 1890.

To the House of Representatives:

I hereby resign the office of speaker of the house of representatives to take effect upon the election and qualification of my successor.

I would respectfully request the house to fix upon some convenient hour for the election of my successor.

HENRY R. START.

Mr. Merrill of Enosburgh offered the following resolution:

Resolved, That the house, at eleven o'clock this evening, proceed to elect a speaker of the house of representatives in place of Henry R. Start, resigned.

Which was read and adopted.

Mr. Marshall of Brattleboro moved that the house request the senate to return to the possession of the house, senate bill entitled

S. 48. An act in addition to and in amendment of number forty-one of the acts of 1884, relating to savings banks and trust companies ;

Which was agreed to.

To the House of Representatives :

The conference committee to whom was referred the disagreeing votes of the two houses upon the senate proposal of amendment to house bill number 200, respectfully report that they have considered the same, and recommend that the senate recede from its proposal of amendment and that the bill be amended by striking out all after the enacting clause and inserting in lieu thereof the following :

SECTION 1. The subscribers to the capital stock of the corporation hereby established, and their successors and assigns, are constituted a corporation and body politic, by the name of the Orleans Trust Company, and by that name may sue and be sued, may have a common seal, and the same may alter at pleasure ; may purchase and hold real and personal estate, for their own use, and such real and personal estate, as may be received in the collection of debts, and may sell and convey the same, and shall have and enjoy all the privileges incident to corporations ; and said trust company shall be established in the town of Newport, in the county of Orleans.

SEC. 2. The capital stock of said corporation shall be fifty thousand dollars, with the power to increase the same to any amount not exceeding two hundred thousand dollars, which shall be divided into shares of one hundred dollars each.

SEC. 3. The books for receiving subscriptions for shares in said corporation shall be opened at Newport, in the county of Orleans, at such time as shall be designated by a majority of the commissioners hereinafter named, notice of which opening shall be published in a newspaper printed in said county of Orleans three weeks in succession, the last of which shall not be more than two weeks previous to the day fixed by the commissioners for such opening, and said notice shall be signed by a majority of such commissioners under the direction of D. M. Camp, E. A. Stewart, C. S. Magoon, John Young, Homer Thrasher and Charles A. Prouty, or a majority of them, who are hereby appointed commissioners for that purpose, and who shall be sworn to a faithful discharge of their duty ; and such books shall continue open from ten o'clock, a. m., until four p. m., each day, Sundays excepted, for the space of ten days, and thereafter until five hundred shares shall be subscribed ; and the subscribers shall, at the time of subscribing, deposit with the commissioners, ten dollars on each share by them

subscribed. In case more than the whole amount of the capital stock is subscribed, the said commissioners shall allot and distribute the same among the subscribers in such manner as they may deem most for the interest of all concerned, and if there shall be an increase of the capital stock of said corporation as herein provided, the said increase shall be divided among the then stockholders *pro rata* if they will accept the same, and, in case the whole of such increase is not thus distributed, the surplus may be divided among the then stockholders of said corporation, who will receive and pay for the same, in proportion to the amount of stock held by them, or in such other manner as the board of directors shall determine.

SEC. 4. Said commissioners shall, upon the whole amount of stock being subscribed for, or within sixty days thereafter, call a meeting of the stockholders of said corporation, at such place in Orleans county as they shall think proper, by publishing a notice thereof, signed by a majority of them, in a weekly newspaper printed in the county of Orleans, three weeks successively previous to such meeting, for the purpose of electing five or more directors of said corporation ; and said commissioners shall deliver to said directors of said corporation when elected, and within ten days after they shall enter upon the duties of their office, a list of all the names of persons entitled to share in said corporation, and the number of shares to which each is entitled, and the sum by each deposited with them, also the moneys received by them on deposit on said shares ; which list, said directors shall cause to be recorded on the books of said corporation, and shall thereupon issue certificates to such subscribers for their stock.

SEC. 5. Each stockholder shall be entitled to one vote for directors, for every share of capital stock standing in his or her name on the books of the corporation.

SEC. 6. The corporation shall not commence business until at least fifty per cent of the whole capital stock shall have been paid into said corporation. After the shares shall have been distributed and allotted, each stockholder shall pay the whole amount remaining due on the shares so held by him, at such time or times as the board of directors shall appoint, of which at least ten days notice shall be given to each subscriber by mail, and publishing the same in some newspaper printed in Orleans county ; and the shares of each stockholder omitting to make such payment shall be forfeited, together with all previous payments made thereon ; provided that the whole amount of such capital stock shall be paid in within two years from the date of organization of the corporation.

SEC. 7. All the business of said corporation shall be managed by not less than five nor more than nine directors, a majority of whom shall constitute a quorum for the transaction of business, who shall be stockholders in said corporation, each to the amount of one thousand dollars, and inhabitants of this State, and shall hold their office until the second Tuesday in January after their appointment,

and until their successors are appointed and qualified, and shall be elected annually after their first election, at such time and place as a majority of the directors, for the time being, shall direct, public notice whereof shall be given by publication of the same in a newspaper printed in the said county of Orleans for the space of three weeks next previous to such election, and all such elections shall be made by ballot by the stockholders of said corporation, who shall be present in person or by proxy, and the several persons who shall receive the greatest number of votes at such elections shall be directors, and if any two or more persons shall receive an equal number of votes, so that more than the required number thereof shall, by a plurality of votes, appear to be elected, the stockholders shall proceed to ballot a second time, and by a plurality of votes determine which of said persons so having an equal number of votes shall be directors; and in case any vacancy shall happen, by death, resignation or otherwise, the vacancy shall be filled from among the stockholders by a majority of the remaining directors. After their election, the directors shall elect from their number, a president, vice-president, and such other officers as they may deem necessary. The said directors shall be liable to the creditors and stockholders of said corporation for any loss which may be sustained in consequence of any incompetency, unfaithfulness or remissness in the discharge of their official duties hereinbefore or hereinafter prescribed; and any number of such directors may be sued in the same action by any claimant, under these provisions.

SEC. 8. If the election of directors shall not be made on the day herein prescribed, said corporation shall not be thereby dissolved, but a meeting for the election of directors may be held on any day, under such regulations as shall be prescribed by the by-laws of the corporation.

SEC. 9. The shares of said corporation shall be transferred only in such manner and under such regulations as shall be prescribed by the by-laws of the corporation, provided that no transfer shall be valid until recorded by the treasurer, and in his absence, by any one of the directors, in a book for that purpose.

SEC. 10. The corporation hereby created shall have power:

First, To receive moneys on deposit or in trust, at such rate of interest or on such terms as may be agreed upon, the rate of interest to be allowed for the deposits not exceeding the legal rate.

Second, To accept and execute all such trusts, of every description, not inconsistent with the laws of the State, as may be committed to them by any person or persons whomsoever, or by any corporation, or by order of the supreme court, probate court, or any other court of record in this State.

Third, To take and accept, by grant, assignment, transfer, devise or bequest, and hold any real or personal estate on trusts created in accordance with the laws of this State, and execute such

legal trusts on such terms as may be declared, established or agreed upon in regard thereto; and in case no terms are declared, established or agreed upon, then the trust property is only to be invested as provided by the terms of this act.

Fourth, To accept from, and execute trusts for, married women, in respect to their separate property, whether real or personal, and act as agents for them in the management of such property.

Fifth, To accept deposits where public officers, or municipal or private corporations are authorized or required by law to deposit money in bank, and such deposits may be made by such officers or corporations with the said Orleans County Trust Company and Savings Bank.

Sixth, To issue letters of credit upon such terms as may be agreed upon by the directors.

SEC. 11. The directors of said corporation may make such by-laws and regulations as they may deem necessary and proper, not inconsistent with this act or the laws of this State.

SEC. 12. Any trust property confided to said corporation shall be invested only according to the terms of the trust.

SEC. 13. The corporation shall be allowed as compensation, for the care of trust property, the investment and collection of the same, and for other services rendered in the execution of each trust, such sum as shall be agreed upon; and in the absence of any agreement, such compensation as is fixed by the by-laws or regulations of said corporation in force at the time such trust is created.

SEC. 14. The directors and other officers of said corporation may at their discretion, pay to any minor or married woman, such sums as may have been deposited by him or her, and may be due to him or her, the same as if such minor was of age and such married woman unmarried, and the check, receipt or receiptance of such minor or married woman shall be a full discharge for the amount for which it is given.

SEC. 15. The directors shall have discretionary power of investing the moneys received by them on deposit or in trust, in any of the methods permitted by law, to savings banks and trust companies, provided that when a special direction is given by, or agreement made with, those making deposits or leaving trust property with said corporation, as to the mode of investment thereof, the same shall be strictly followed, if in conformity with law.

SEC. 16. No director, officer or employe of said corporation shall be, at any one time, directly or indirectly indebted to said corporation for more than one-twentieth part of the capital stock actually paid in, and no loan shall be made to such director, officers or employe of said corporation, without the written consent

of a majority or the directors; provided that the discount of *bona fide* bills of exchange, drawn against actually existing value, and the discount of business or commercial paper, actually owned by such director, officer or employe negotiating the same, shall not be considered as money borrowed; but no loan or discount of such commercial or business paper of any individual, firm or corporation shall exceed the sum of ten thousand dollars, nor shall any loan be made by such corporation upon a pledge of its own stock.

SEC. 17. Said corporation shall be liable at all events (the act of God and the public enemies only, excepted), for all deposits, and for the safe keeping of all bonds and other securities received by said corporation in trust; provided that in case of the dissolution of the said corporation, by act of law, or otherwise, the debts due from said corporation, incurred by deposits in favor of minors, insane persons or married women in their own right, shall have preference and be satisfied before any other debts due from said corporation are paid.

SEC. 18. This act shall not be construed to confer on said corporation any right or power to make any contract, or to accept or execute any trust whatever which it would not be lawful for any individual, under the general rules of law which are or shall be in force, to make, accept or execute.

SEC. 19. If at any time the capital stock paid into said corporation shall be impaired by losses or otherwise, the directors shall forthwith repair the same by assessment, and no dividends shall be made or declared upon the capital stock of said corporation until the same are actually earned and realized over and above all losses and expenses.

SEC. 20. Any president, director, or other officer of said corporation who shall misapply or divert the moneys, funds or other trust property confided to and accepted by said corporation from the purposes and objects prescribed by this act, or who shall participate in such misapplication or diversion, shall on conviction thereof, be punished by imprisonment in the State prison not to exceed five years, and be fined not to exceed five thousand dollars, or either of said punishments in the discretion of the court.

SEC. 21. This corporation shall be subject to the provisions of law applicable to savings banks and trust companies, and to all general laws which may hereafter be enacted in relation to savings banks and trust companies, and shall also be subject to the power of the legislature at any time hereafter to repeal, alter or modify this act or any of its provisions.

SEC. 22. This act shall take effect from its passage.

B. F. LINCOLN,	}	<i>Committee on the part of the Senate.</i>
CYRUS JENNINGS,		
ADNA BROWN,		
W. I. ROBINSON,	}	<i>Committee on the part of the House.</i>
HOMER THRASHER,		
WILLIAM A. BROWN,		

Which was read and adopted on the part of the house.

To the House of Representatives:

The committee of concurrence to whom was referred the disagreeing votes of the two houses on senate bill number twenty-eight, entitled, "an act in amendment of and in addition to an act to provide for the appointment of overseers of the poor," respectfully report that they have considered the same and recommend that the senate do concur in the amendments proposed by the house.

ALBRO F. NICHOLS, } *Committee on the*
W. H. FAIRCHILD, } *part of the Senate.*

W. I. ROBINSON, } *Committee*
T. W. MOLONEY, } *on the part of*
JOS. C. ENRIGHT, } *the House.*

Which was read and adopted on the part of the House.

Mr. Thompson of Irasburgh called up the house bill entitled

H. 180. An act to prevent delays and to expedite proceedings in liquor cases,

And the question being, shall the bill pass? Mr. Bullard of Underhill moved that the same be committed to a member to amend, by adding to section one the following :

It shall be the duty of any sheriff, deputy sheriff, constable, selectman, mayor or justice, in the State of Vermont, upon a warrant regularly issued directing him so to do, to enter, by force or otherwise, any club-rooms in the State, where intoxicating liquor is suspected to be kept, and if intoxicating liquor is found on the premises occupied by members of such club, all members thereof, or any of them, shall be subject to the provisions of this chapter, and the amendments thereto. And any club-room where intoxicating liquor is found shall be declared a nuisance, and the club and its individual members shall be subject to the provisions of this chapter in respect to such nuisance.

Which amendment was disagreed to.

Yeas, 43 ; Nays, 120.

The yeas and nays having been demanded by Mr. Bullard of Underhill were taken, and are as follows :

Those members who voted in the affirmative are Messrs.

Adams,
Brown of Goshen,
Brown of Tunbridge,
Bucklin,
Bullard,
Cannan of Moretown,
Cannon of West Rutland,
Claghorn,
Conway,
Covell,
Croft,
Crosset,
Eastman,
Fairbanks,
Houghton of Bennington,

Hubbard,
Humphrey,
Jubell,
Kelley,
Kenyon,
Marshall,
Moloney,
Montgomery,
Petty,
Pierce,
Proctor of Fairhaven,
Prouty of Fairfield,
Rooney,
Ryan,
Ryther,

Sanderson,
Sawyer of Sudbury,
Smith of Pittsford,
Spaulding,
Squier,
Stevens of Bloomfield,
Stevens of Maidstone,
Stowe,
Tarbell,
Tudhope,
Warner,
Williams,
Woodbury.—43.

Those members who voted in the negative are Messrs.

Abell,	Eldredge,	Moore,
Aiken,	Enright,	Needham,
Amsden,	Farmer,	Nute,
Bailey,	Fay of Jericho,	Olmsted,
Bartlett,	Field,	Parker,
Bean,	Frizzell,	Parlin,
Bemis,	Gilman,	Peck,
Birchard,	Gleason,	Perry of Barre,
Blake,	Goodro,	Perry of Newfane,
Blakely,	Goodspeed,	Phelps,
Booth,	Griffith,	Phillips,
Boynton of Westfield,	Gulley,	Pollard,
Bradley,	Harlow,	Powers,
Brockway,	Harvey,	Proctor of Proctor,
Brown of Sheldon,	Hastings,	Prouty of Franklin,
Brown of Waterford,	Hewett,	Reed,
Bugbee,	Hill of Lunenburg,	Rice of Westford,
Burbank,	Houghton of Waterville,	Robbins,
Burnett,	Houghton of Westminster,	Sayles,
Burroughs,	Huntington,	Sherwin,
Byington,	James,	Simonds,
Canfield,	Janes,	Smith of East Haven,
Chafey,	Johnson,	Smith of Fairlee,
Chamberlin,	Jones,	Smith of St. Albans,
Clark,	Joslyn,	Stearns,
Clogston,	Kelton,	Stebbins,
Coe,	Kendall,	Steele,
Colby,	Kidder,	Thomas of Monkton,
Cook,	Kimball,	Thompson,
Cross,	Kinerson,	Thrasher,
Cummings,	Labaree,	Tillotson,
Daniels,	Ladd,	Tomlinson,
Darling of Chelsea,	Lawrence,	Tucker,
Darling of Middlesex,	Mann,	Walbridge,
Davis of Corinth,	Manning,	Walker,
Davis of Essex,	Marsh,	Ware,
Dexter,	Martin,	Waterman,
Donaldson,	Merrill,	Wedgworth,
Dunham,	Miller of Dummerston,	Wells,
Dustin,	Miller of Shelburne,	Wright.—120.

Mr. Bullard moved to further amend by adding to section one the following:

Section 380? of the Revised Laws and the amendments thereto are hereby amended by adding after the last word of said section the following:

If a person by himself, clerk, servant or agent, buys, receives or offers to buy or receive any intoxicating liquor to be used as a beverage, he shall be subject to the penalties herein prescribed;

Which was disagreed to; yeas, 28; nays, 124.

The yeas and nays having been demanded by Mr. Bullard of Underhill were taken, and are as follows :

Those members who voted in the affirmative are Messrs.

Bucklin,	Jubell,	Stevens of Maidstone,
Bullard,	Kelley,	Stowe,
Cannan of Moretown,	Petty,	Tarbell,
Cannon of West Rutland,	Proctor of Fair Haven,	Taylor of Cornwall,
Covell,	Rooney,	Tudhope,
Drury,	Sanderson,	Warner,
Eastman,	Sawyer of Sudbury,	Williams, ¹
Houghton of Bennington,	Smith of Pittsford,	Woodbury.—28.
Houghton of Stamford,	Squier,	
Humphrey,	Stevens of Bloomfield,	

Those members who voted in the negative are Messrs.

Abell,	Enright,	Nute,
Aiken,	Fay of Jericho,	Olmsted,
Amsden,	Field,	Parlin,
Bailey,	Gardner,	Peck,
Bartlett,	Gilman,	Perry of Barre,
Bean,	Gleason,	Perry of Newfane,
Bemis,	Goodro,	Phelps,
Birchard,	Goodspeed,	Phillips,
Blake,	Gray,	Pollard,
Blakely,	Griffith,	Powers,
Booth,	Gulley,	Preston,
Bowen,	Hallock,	Proctor of Proctor,
Bradley,	Harlow,	Prouty of Franklin,
Brockway,	Harvey,	Rice of Westford,
Brown of Sheldon,	Hastings,	Robbins,
Brown of Waterford,	Hewett,	Robinson,
Buffum,	Hill of Lunenburg,	Sayles,
Bugbee,	Houghton of Waterville,	Shepardson,
Burbank,	Houghton of Westminster,	Sherwin,
Burnett,	Jackson,	Simonds,
Canfield,	James,	Smith of East Haven,
Chafey,	Janes,	Smith of Fairlee,
Chamberlin,	Johnson,	Smith of St. Albans,
Childs,	Jones,	Stearns,
Claghorn,	Joslyn,	Stebbins,
Clark,	Kidder,	Steele,
Coe,	Kimball,	Taylor of Fletcher,
Colby,	Kinerson,	Thomas of Monkton,
Cook,	Labaree,	Thompson,
Cross,	Ladd,	Thrasher,
Crossett,	Lawrence,	Tillotson,
Cummings,	Livingston,	Tomlinson,
Daniels,	Mann,	Tucker,
Darling of Chelsea,	Marsh,	Tyler,
Darling of Middlesex,	Martin,	Walbridge,
Davis of Corinth,	Merrill,	Walker,
Davis of Essex,	Miller of Dummerston,	Ware,
Dexter,	Miller of Shelburne,	Waterman,
Donaldson,	Moore,	Wells,
Dunham,	Morgan,	Wright. — 124.
Dustin,	Needham,	
Eldredge,	Niles,	

And the question recurring, shall the bill pass? it was decided in the affirmative.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have considered the report of the committee of conference on the disagreeing votes of the two houses on senate proposal of amendment to house bill entitled

H. 200. An act to incorporate the Orleans Trust Company,
And have on their part adopted the same.

The senate have passed bills of the following titles :

S. 1. An act repealing a portion of act number forty-five of the session laws of 1888, relating to search for intoxicating liquors.

S. 98. An act in addition to and in amendment of chapter one hundred sixty-nine, Revised Laws.

S. 159. An act in amendment of an act incorporating the West Randolph Graded School District.

S. 160. An act relating to the pay of the assistant secretary of the senate, assistant clerks of the house of representatives, and reporters.

S. 161. An act relating to the pay of certain state employes.

In the passage of which the concurrence of the house is requested.

The senate have considered house bills of the following titles :

H. 111. An act construing section one of number seventy-six of acts of 1886.

H. 401. An act making provision for the support of government.

And have passed the same in concurrence.

I am directed to return to the house agreeably to their request senate bill entitled

S. 90. An act to amend section five of act number 146 of the acts of 1886.

The senate have considered house bills of the following titles :

H. 12. An act to amend section 784 of the Revised Laws relating to a general term of the supreme court.

H. 216. An act in amendment of section 2114 of the Revised Laws, relating to allowance to the widow and children of the deceased.

H. 235. An act to repeal section one of act number fifty-three of the laws of 1886, entitled an act in amendment of section 1867 of the Revised Laws.

H. 242. An act in amendment of section 2230 of the Revised Laws, relating to the distribution of estates of deceased persons.

H. 330. An act to amend section 2702 of the Revised Laws, relating to town officers.

H. 361. An act enabling certain towns to procure street lights.

H. 363. An act amending section 839 of the Revised Laws, relating to justices of the peace.

And have refused the same a third reading.

The senate have considered house bills of the following titles :

H. 243. An act in relation to the taxation of portable and other saw-mills and machinery therein.

H. 308. An act to compel certain persons to maintain their families.

H. 402. An act providing for the assessment of a State tax.

And have passed the same in concurrence with proposals of

amendment, in the adoption of which the concurrence of the house is requested.

I am directed to inform the house that the governor has approved and signed bills originating in the senate of the following titles :

S. 39. An act to provide for the payment of the expense of search warrants.

S. 59. An act to provide for the erection of a bronze statue for Major-General George J. Stannard over his grave.

S. 63. An act regarding State officers' reports.

S. 64. An act to amend section 1710 of the Revised Laws.

S. 65. An act to amend section twenty of number two of the acts of 1882, relating to the grand lists.

S. 68. An act to provide for the appointment of judges of city and municipal courts.

S. 84. An act relating to the Bennington battle monument.

S. 86. An act to incorporate the Essex Co-operative Savings and Loan Association.

S. 96. An act relating to the discharge of mortgages.

S. 129. An act in relation to the sale of real estate in execution under the acts of 1884, number 139, and number sixty-five of 1886 and number fifty-two of 1888.

S. 134. An act permitting municipal officers to authorize manufacturers to ring bells and use whistles and gongs for the benefit of their workmen.

S. 140. An act to amend an act to incorporate that part of the village of Swanton in the town of Swanton included in fire district number one in said village.

S. 144. An act to incorporate the Vermont Association of Road and Trotting Horse Breeders.

S. 146. An act to incorporate the Alpha Alpha Chapter of the Delta Kappa Epsilon Fraternity at Middlebury College.

S. 158. An act relating to filling certain vacancies in the board of trustees of the State Library.

Mr. Abell of the judiciary, committee to whom had been referred senate proposal of amendment to the constitution relating to the supreme court,

Reported adversely to its adoption on the part of the house, and the house refused to adopt the same in concurrence.

Yeas, 29 ; nays, 83.

Those members who voted in the affirmative are Messrs.

Bartlett,
Brown of Whitingham,
Bucklin,
Bullard,
Burbank,
Cannon of West Rutland,
Childs,
Conway,
Covell,
Drury,

Eastman,
Field,
Hill of Elmore,
Marshall,
Martin,
Moloney,
Morgan,
Olmsted,
Proctor of Fair Haven,
Rooney,

Ryan,
Sawyer of Sudbury,
Shepardson,
Spaulding,
Squier,
Stevens of Bloomfield,
Taylor of Cornwall,
Templeton,
Williams.—29.

Those members who voted in the negative are Messrs.

Abell,
Amsden,
Bailey,
Bemis,
Birchard,
Blake,
Blakely,
Bradley,
Brockway,
Brown of Tunbridge,
Bugbee,
Canfield,
Clark,
Clogston,
Colby,
Cook,
Cross,
Cummings,
Darling of Chelsea,
Davis of Corinth,
Davis of Essex,
Dexter,
Dunham,
Enright,
Farmer,
Fay of Jericho,
Fay of Milton,
Gilman,

Gleason,
Gove,
Gully,
Harlow,
Harvey,
Hastings,
Hewett,
Hill of Lunenburg,
Holden,
Horton,
Houghton of Waterville,
Houghton of Westminster,
James,
Janes,
Johnson,
Jubell,
Kimball,
Kinerson,
Lawrence,
Mann,
Marsh,
Merrill,
Miller of Dummerston,
Miller of Shelburne,
Montgomery,
Moore,
Needham,
Parlin,

Peck,
Perry of Barre,
Perry of Newfane,
Phelps,
Phillips,
Pollard,
Powers,
Prouty of Franklin,
Ranney,
Reed,
Rice of Westford,
Sayles,
Simonds,
Smith of Fairlee,
Smith of St. Albans,
Stearns,
Stebbins,
Thomas of Monkton,
Thompson,
Thrasher,
Tillotson,
Tomlinson,
Tucker,
Walbridge,
Walker,
Wells,
Wilcox of Granby.—33.

Senate proposal to house bill entitled

H. 243. An act in relation to the taxation of portable and other saw mills and machinery therein,

By striking out section one and inserting in lieu thereof the following :

SECTION. 1. *All steam engines and boilers, except railway and steamboat, kept or used in this State for the purpose of supplying power shall for the purposes of taxation, be deemed to be real estate,*

Was considered and concurred in.

Senate proposal of amendment to house bill entitled

H. 308. An act to compel certain persons to maintain their families,

By striking out the word "pecuniary" in the second line of section one,

Was considered and concurred in.

Senate proposal of amendment to house bill entitled

H. 402. An act providing for the assessment of a State tax,

By inserting in line fifteen, section two, after the word "assessed" the words *by the selectmen on the lists of the several towns respectively,*

Was considered and concurred in.

The hour of eleven o'clock having arrived, in accordance with the resolution the house proceeded to the election of a speaker to fill the vacancy occasioned by the resignation of Henry R. Start.

The ballots having been taken and counted by the teller it appeared that

Hosea Mann, Jr.,

the representative from the town of Wilmington had received a majority of all the votes cast, and was declared elected speaker of the house of representatives for the remainder of the biennial term.

Mr. Merrill and Mr. Humphrey were appointed a committee to wait upon the speaker-elect, inform him of his election and conduct him to the chair.

The committee performed the duty assigned them, the oath of office was administered by the clerk, the speaker elected assumed the chair and addressed the house as follows:

Gentlemen of the House of Representatives:

I most sincerely thank you for this expression of your confidence, and the high compliment you pay me in thus electing me to this honorable position, even though it be for but a short time, to preside over your deliberations.

I would take this opportunity to express my sincere gratitude to you, who have, during the session of the legislature now drawing to a close, given me so many evidences of your friendship and good will. I now direct your attention to the remaining business of the session.

The committee of conference to whom was referred house bill No. 384, entitled "an act to provide for the representation of Vermont at the World's Columbian Exposition," upon the disagreeing vote of the senate and house, in respect thereto, respectfully report that they have considered the same and recommend that the house reconsider its vote refusing to concur in the proposal of amendment by the senate, and that it concur in the senate's proposal of amendment.

S. L. PECK,	}	<i>For the Senate.</i>
R. M. HARVEY,		
ALBRO F. NICHOLS,		

O. MERRILL,	}	<i>For a majority of Committee upon the part of the House.</i>
J. K. HOUGHTON,		

Which was read, and adoption on the part of the house refused.

Yeas, 49; nays, 75.

The yeas and nays, having been demanded by Mr. Proctor of Fair Haven, were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Bemis,	Hastings,	Proctor of Proctor,
Birchard,	Hibbard,	Rice of Westford,
Blakely,	James,	Robbins,
Byington,	Janes,	Shepardson,
Chafey,	Jones,	Smith of St. Albans,
Chamberlin,	Kellogg,	Thompson,
Chedel,	Kidder,	Thrasher,
Cook,	Kimball,	Tomlinson,
Cross,	Kinerson,	Tucker,
Davis of Essex,	Marshall,	Tyler,
Eldredge,	Merrill,	Walbridge,
Enright,	Miller of Shelburne,	Wells,
Fay of Jericho,	Olmsted,	White,
Gipson,	Parkhurst,	Wilcox of Granby,
Gleason,	Perry of Barre,	Wright.—49.
Harlow,	Perry of Newfane,	
Harvey,	Pollard,	

Those members who voted in the negative are Messrs.

Aiken,	Fairbanks,	Petty,
Amsden,	Farmer,	Pierce,
Bean,	Field,	Preston,
Brown of Sheldon,	Fisher,	Proctor of Fair Haven,
Brown of Tunbridge,	Fitch,	Prouty of Fairfield,
Brown of Whitingham,	Goodro,	Prouty of Franklin,
Bucklin,	Griffith,	Rice of Somerset,
Buffum,	Gulley,	Ryan,
Bugbee,	Hallock,	Ryther,
Bullard,	Heath,	Sanderson,
Burbank,	Hill of Elmore,	Sherwin,
Cannan of Moretown,	Holden,	Simonds,
Cannon of West Rutland,	Houghton of Bennington,	Smith of Fairlee,
Carpenter of Starksboro,	Johnson,	Smith of Pittsford,
Chase,	Joslyn,	Squier,
Childs,	Jubell,	Stearns,
Claghorn,	Kelley,	Stebbins,
Clark,	Kelton,	Stevens of Maidstone,
Colby,	Kenyon,	Stowe,
Croft,	Miller of West Fairlee,	Tarbell,
Crossett,	Moloney,	Taylor of Cornwall,
Cummings,	Montgomery,	Templeton,
Daniels,	Moore,	Thomas of Hubbardton,
Davis of Corinth,	Morgan,	Wedgeworth,
Eastman,	Parker,	Williams.—75.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows:

MR SPEAKER :

I am directed by the governor to inform the house of representatives that he has this day approved and signed bills originating in the house of the following titles, to-wit:

H. 111. An act construing section one of number seventy-six of the acts of 1886.

H. 200. An act to incorporate the Orleans Trust Company.

H. 401. An act making provision for the support of government.

H. 243. An act in relation to taxation of portable saw and other mills and machinery therein.

H. 308. An act to compel certain persons to maintain their families.

H. 402. An act providing for the assessment of a State tax.

H. 356. An act to provide for the construction and maintenance of a fish hatchery.

H. 393. An act to provide a revenue for the payment of State expenses.

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER :

I am directed to inform the house that the senate have considered a house bill entitled

H. 356. An act to provide for the construction and maintenance of a fish hatchery,

And have passed the same in concurrence.

The senate have considered a house bill entitled

H. 393. An act to provide a revenue for the payment of State expenses,

And have passed the same in concurrence with proposals of amendment,

In the adoption of which the concurrence of the house is requested.

Senate proposals of amendment to house bill entitled

H. 393. An act to provide a revenue for the payment of State expenses,

As follows:

First, By striking out the word "eight" in line twelve of section two, and inserting in lieu thereof the word *eleven*.

Second, By striking out the words "and his necessary expenses incurred in the discharge of his duties," in lines twelve, thirteen and fourteen of said section two.

Third, By striking out the words and figures "section thirty-one of " in the last line of section five.

Fourth, By striking out section twenty-one and inserting in lieu thereof the following: *Section 21. Every corporation, company, person or persons, owning or operating a telegraph line, or doing telegraph business in this State, shall pay a tax to the state treasurer, which is hereby assessed, of ten per cent. annually, of the gross receipts of all their business, and earned wholly within this State; and it shall be the duty of such individual, firm or corporation, to make returns and payment of taxes as provided by sections three, four, five and six of this act.*

Fifth, By striking out all after the word "policies" in line six of section thirty-two, and inserting in lieu thereof the following: *The value of real estate (taxed locally) may be deducted therefrom. Such tax shall be payable as provided in the preceding section.*

Sixth, By inserting after section forty the following section :

SEC. 41. *The secretary of state, in formulating inventories for tax payers, shall insert therein the following question: "What loans without this State, stocks, bonds, choses in action or securities of any kind executed by individuals, firms or municipal or other corporations, without this State, were held or owned by you on the first day of April of the present year, which you claim to be exempt from local taxation because of State taxation thereon, and of what person, firm or corporation did you negotiate or obtain the same?"*

Seventh, By inserting after the foregoing the following section :

SEC. 42. *It shall be the duty of the listers in each town to fully inform the commissioner of State taxes of all affirmative answers made to such question.*

Eighth, By inserting after the word "accrued" in line four of section forty-four the following words : *prior to July 1st, 1890.*

Ninth. By inserting after the figures "1890," in line nine of said section forty-four, the following words : *except as otherwise provided in this act.*

Tenth, By inserting after the figures "1881," in line twelve of section forty-four, the words : *except as otherwise provided in this act.*

Eleventh, By changing the numbers of the sections to conform to these amendments.

Twelfth, By adding to section thirty-nine the following : provided, however, that any such person, agent, investment company, or corporation, may omit payment of the tax provided by this section by giving the name and residence of every person, company or corporation from whom he or it has received such money, or to whom such bonds, mortgages, choses in action or securities were negotiated, and the amount received from each such person, company or corporation. And whenever any person, agent, investment company or corporation shall take advantage of this provision, then it shall be the duty of the commissioner of State taxes, upon thus ascertaining the amount of money so furnished to be loaned without this State, or invested in bonds, mortgages, choses in action and other securities aforesaid, to assess thereon a tax of one per cent. against the person, firm or corporation of whom such agent, person, investment company or corporation receives such money, or to whom said bonds, mortgages, choses in action, or other securities are negotiated. And the payment of said tax shall exempt the same from all other taxation thereon, either State, municipal or local, for the period of one year only. Said commis-

sioner shall notify any such person by mail of the tax so assessed, immediately after such assessment is made, and the same shall be payable to the State treasurer within thirty days from the time such notice is issued.

Thirteenth, By striking out the word "six" in the eighth line of section thirty-eight, and inserting in lieu thereof the word *twelve*.

Were severally considered and concurred in.

Mr. Smith of St. Albans offered the following resolution :

Resolved, that the thanks of this house are due and are hereby cordially tendered to William W. Stickney for the efficient manner in which he has discharged his duties as clerk during this session, and for his unceasing courtesy and attention to the members of this assembly.

Which was read and unanimously adopted.

Mr. Smith from the judiciary committee, to whom had been referred house bill entitled

H. 208. An act to extend and regulate the liability of employers to make compensation for personal injuries suffered by employers in their service,

Reported adversely to its passage, and the third reading thereof was refused ;

Yeas, 24 ; nays, 65.

The yeas and nays having been demanded by Mr. Cannon of West Rutland were taken, and are as follows :

Those members who voted in the affirmative are Messrs :

Brown of Tunbridge,	Houghton of Bennington,	Ryan,
Brown of Whitingham,	Houghton of Waterville,	Ryther,
Bucklin,	Joslyn,	Sawyer of Sudbury,
Cannan of Moretown,	Jubell,	Smith of Fairlee,
Cannon of West Rutland,	Moloney,	Squier,
Clark,	Pollard,	Tarbell,
Daniels,	Proctor of Fair Haven,	Templeton,
Hill of Elmore,	Rooney,	Williams.—24.

Those members who voted in the negative are Messrs.

Abell,	Fitch,	Rice of Westford,
Amsden,	Gipson,	Robbins,
Bailey,	Gleason,	Robinson,
Bartlett,	Goodro,	Sayles,
Blakely,	Gove,	Shepardson,
Booth,	Gulley,	Sherwin,
Brown of Sheldon,	Harlow,	Simonds,
Bugbee,	Harvey,	Smith of St. Albans,
Burbank,	Hastings,	Smith of Stratton,
Byington,	Hibbard,	Stebbins,
Carpenter of Starksboro,	Holden,	Steele,
Chamberlin,	Janes,	Stowe,
Chedel,	Johnson,	Thompson,
Childs,	Jones,	Thrasher,
Clogston,	Kellogg,	Tyler,
Colby,	Kinerson,	Walker,
Cummings,	Lawrence,	Ware,
Davis of Essex,	Miller of Shelburne,	Warner,
Dexter,	Morgan,	Warren,
Fay of Jericho,	Nute,	Wedgeworth,
Field,	Perry of Newfane,	Wells.—65.
Fisher,	Prouty of Franklin,	

Mr. Moloney of Rutland offered the following resolution :

Resolved, That the thanks of the house are hereby extended to Messrs. Merrifield and Howland, assistant clerks, for their efficient and courteous attention to the duties devolving upon them during the session of 1890.

Which was read and unanimously adopted.

Mr. Fay of Jericho offered the following resolution :

Resolved, That the thanks of the house be, and they hereby are, tendered to the doorkeeper, assistant doorkeeper, and the messengers of this body, for the efficient manner in which they have discharged the duties of their respective positions.

Which was read and unanimously adopted.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have on their part adopted the report of the committee of conference on the disagreeing votes of the two houses on house proposal of amendment to senate bill entitled

S. 28. An act in amendment of an act for the appointment of overseers of the poor.

The senate have passed a bill entitled

S. 154. An act fixing the salaries and compensation of State officers,

In the passage of which the concurrence of the house is requested.

The senate have adopted by a two-thirds vote of its members, a resolution proposing an amendment to the constitution of the State relative to the eligibility of members of the general assembly to election to certain offices,

And ask the house to concur therein.

The senate have considered joint resolutions from the house as follows :

Joint resolution relating to Joint rule No. 12.

S. 560. Joint resolution paying Charles A. Livingston.

And have adopted the same in concurrence.

The senate have considered house bills of the following titles :

H. 49. An act to repeal the session laws of 1888, number 110, relating to a commissioner of agricultural and manufacturing interests.

H. 143. An act relating to loan and investment companies and enlarging the powers of the inspector of finance.

H. 180. An act to prevent delays and expedite proceedings in liquor cases.

H. 259. An act to pay John Buswell the sum therein named.

H. 278. An act relating to amendment of process and pleading.

H. 305. An act in amendment of section 4572 of the Revised Laws of 1880, in relation to the distribution of the laws.

H. 397. An act to define the effect of legislation on pending litigation.

H. 398. An act in addition to chapter 123 of the Revised Laws, relating to annulling marriage and divorce.

H. 414. An act in amendment of act number 281 of the acts of 1888, relating to the Rutland graded schools.

H. 415. An act to incorporate the Green Mountain Railroad and Mining company.

And have passed the same in concurrence.

The senate have considered house bills of the following titles :

H. 30. An act relating to contracts for labor.

H. 140. An act to incorporate the Pittsford Aqueduct Company.

H. 170. An act in relation to the employment of labor.

H. 220. An act to amend section 1005 of Revised Laws, relating to the qualifications of witnesses.

H. 255. An act to change the name of Albert H. Elwood.

H. 340. An act for the protection of liverymen.

H. 406. An act authorizing the compiling, printing and distribution of laws relating to taxation.

And have refused the same a third reading.

The senate have considered a house bill entitled

H. 319. An act to encourage the erection of new hotels in this State,

And have refused its passage in concurrence.

The senate have considered a joint resolution from the house relating to the pay of certain State house employes,

And have adopted the same in concurrence with a proposal of amendment,

In the adoption of which the concurrence of the house is requested.

The senate have on their part adopted a joint resolution relating to certain State officers' reports,

In the adoption of which the concurrence of the house is requested.

The senate have considered a house bill entitled

H. 380. An act empowering certain towns to appropriate money for the construction and maintenance of sidewalks,

And have passed the same in concurrence with a proposal of amendment,

In the adoption of which the concurrence of the house is requested.

Senate bills of the following titles were severally read the first and second times and referred as follows :

S. 1. An act repealing a portion of act number forty-five of the session laws of 1888 relating to search for intoxicating liquors.

To the joint special committee on temperance.

S. 98. An act in amendment of and in addition to chapter 169 of the Revised Laws, relative to the traffic in intoxicating liquors.

To the same committee.

S. 154. An act fixing the salaries and compensation of State officers.

To the joint committee on State and court expenses.

S. 159. An act in amendment of an act incorporating the West Rutland graded school district.

To the committee on education.

S. 169. An act relating to the pay of assistant secretary of the senate, assistant clerks of house of representatives and reporters.

To the joint committee on State and court expenses.

S. 161. An act relating to the pay of certain State employes.

To the same committee.

The speaker laid before the house the following communication:

STATE OF VERMONT.

OFFICE OF THE CLERK OF THE HOUSE OF REPRESENTATIVES.

MONTPELIER, Vt., November 25, 1890.

To the Speaker of the House of Representatives:

I hereby tender my resignation as member of the General Assembly of the State of Vermont, from the town of Irasburgh, for the present term.

LAFORST H. THOMPSON.

Mr. Chafey of Albany moved that the house accept the resignation tendered by the member from Irasburgh, which was agreed to.

The speaker laid before the house the following communication :

STATE OF VERMONT.

HOUSE OF REPRESENTATIVES.

MONTPELIER, Vt., November 26, 1890.

To the Speaker of the House of Representatives:

I hereby tender my resignation as a member of the General Assembly of the State of Vermont, from the town of Bakersfield, for the present term.

HENRY R. START.

Mr. Cross of Montpelier moved that the house accept the resignation tendered by the member from Bakersfield, which was agreed to.

A message from the senate by Mr. Dana, their assistant secretary, as follows:

MR. SPEAKER:

I am directed to return to the house, agreeably to their request.

S. 48. An act in addition to and in amendment of number forty-one of the acts of 1884, relating to savings banks and trust companies.

I am directed to request the house to return to the possession of the senate a house bill entitled

H. 323. An act in addition to and in amendment of number twelve of the acts of 1888, in amendment of section twenty-seven, number forty-one, of the acts of 1884, relating to investments by savings banks and trust companies.

The senate insists on its proposals of amendment to house bill entitled

H. 318. An act to incorporate the Security Savings Bank and Trust Company of Middlebury,

And ask for a committee of conference on the disagreeing vote of the two houses on senate proposal of amendment thereto, and have appointed as such committee on the part of the senate

Mr. Lincoln,
Jennings,
Allen.

Mr. Marshall of Brattleboro moved that the house accede to the request of the senate for a committee of conference on the disagreeing votes of the two houses on senate proposals of amendment to house bill entitled

H. 318. An act to incorporate the Security Savings Bank and Trust Company of Middlebury,

Which was agreed to, and

Mr. Marshall of Brattleboro,
Wells of Burlington,
Cross of Montpelier,

Were appointed as such committee on the part of the house.

Mr. Marshall of Brattleboro moved to suspend the rules for the purpose of reconsidering the vote refusing the passage in concurrence of senate bill entitled

S. 48. An act in addition to and in amendment of number forty-one of the acts of 1884, relating to savings banks and trust companies,

Which was disagreed to.

Mr. Proctor of Fair Haven moved to suspend the rules for the purpose of reconsidering the vote refusing the passage in concurrence of senate bill entitled

S. 90. An act to amend section five of act number 146 of the acts of 1886,

Which was disagreed to.

Senate proposals of amendment to house bill entitled

H. 65. An act to provide for a State school tax, as follows:

First, by striking out the word "three" in line one, section one, and inserting in lieu thereof the word *five*.

Second, By striking out all of section six after the word *gores*, at the end of line three, and inserting in lieu thereof the following:

In proportion to the number of legal schools sustained the preceding school year, which sum shall in towns or cities not having the town system nor a graded school district be divided equally among the several school districts which have sustained a legal school the preceding year. And in towns or cities having the town system or a graded school district, such fund shall be divided as now provided by law for the division of school moneys.

Were considered, and the question being, will the house concur therein? Mr. Proctor of Fair Haven, moved that the same be ordered to lie, which was disagreed to.

Yeas, 8; nays, 85.

The yeas and nays having been demanded by Mr. Proctor of Fair Haven, were taken, and are as follows:

Those members who voted in the affirmative are Messrs.

Alken,
Amnden,
Dexter,

Field,
Hallock,
Robbins,

Stowe,
Tucker.—8.

Those members who voted in the negative are Messrs.

Bartlett,	Harlow,	Proctor of Proctor,
Bean,	Harvey,	Prouty of Franklin,
Bemis,	Hastings,	Rice of Somerset,
Birchard,	Hibbard,	Rice of Westford,
Blakely,	Holden,	Robinson,
Bucklin,	Houghton of Bennington,	Sawyer of Sudbury,
Bugbee,	Houghton of Waterville,	Shepardson,
Byington,	Huntington,	Sherwin,
Carpenter of Starksboro,	James,	Simonds,
Chamberlin,	Jane,	Smith of Fairlee,
Chase,	Joslyn,	Smith of St. Albans,
Chipman,	Kimball,	Smith of Stratton,
Clark,	Kinerson,	Stebbins,
Cook,	Ladd,	Steele,
Cross,	Lawrence,	Stevens of Bloomfield,
Cummings,	Livingston,	Stevens of Maldstone,
Daniels,	Marsh,	Tarbell,
Darling of Chelsea,	Marshall,	Templeton,
Davis of Essex,	Martin,	Thrasher,
Donaldson,	Miller of Shelburne,	Tomlinson,
Eastman,	Montgomery,	Tyler,
Eldredge,	Morgan,	Walbridge,
Enright,	Nute,	Walker,
Farmer,	Olmsted,	Ware,
Fitch,	Parker,	Wedge worth,
Gleason,	Perry of Newfane,	Wells,
Goodspeed,	Pierce,	White.—85.
Gove,	Pollard,	
Gulley,	Preston,	

The question recurring, will the house concur in the amendments proposed by the senate, it was decided in the affirmative.

Yeas, 109; nays, 12.

The yeas and nays having been demanded by Mr. Proctor of Fair Haven, were taken, and are as follows :

Those members who voted in the affirmative are Messrs.

Bartlett,	Hallock,	Prouty of Franklin,
Bean,	Harlow,	Rice of Somerset,
Birchard,	Harvey,	Rice of Westford,
Blake,	Hastings,	Robinson,
Blakely,	Hibbard,	Ryther,
Booth,	Houghton of Bennington,	Sanderson,
Brown of Tunbridge,	Houghton of Waterville	Sawyer of Leicester,
Brown of Whitingham,	Hubbard,	Sawyer of Sudbury,
Bugbee,	Huntington,	Sayles,
Burbank,	James,	Shepardson,
Byington,	Jane,	Sherwin,
Carpenter of Starksboro,	Johnson,	Simonds,
Chafey,	Jones,	Smith of East Haven,
Chamberlin,	Joslyn,	Smith of Fairlee,
Chase,	Jubell,	Smith of St. Albans,
Chipman,	Kelley,	Smith of Stratton,
Clark,	Kellogg,	Squler,
Cook,	Kimball,	Stearns,
Cross,	Kinerson,	Stebbins,
Cummings,	Ladd,	Steele,
Daniels,	Lawrence,	Stowe,
Darling of Chelsea,	Livingston,	Taylor of Fletcher,
Davis of Corinth,	Macoy,	Templeton,
Davis of Essex,	Marsh,	Thrasher,
Donaldson,	Martin,	Tomlinson,
Eastman,	Miller of West Fairlee,	Tyler,
Eldredge,	Montgomery,	Walbridge,
Enright,	Moore,	Walker,
Farmer,	Morgan,	Ware,
Fay of Jericho,	Nute,	Warren,
Fitch,	Olmsted,	Wedge worth,
Fitts of Vershire,	Parker,	Wells,
Gleason,	Perry of Barre,	White,
Goodro,	Perry of Newfane,	Williams,
Goodspeed,	Pierce,	Wright.—109.
Gove,	Pollard,	
Gulley,	Preston,	

Those members who voted in the negative are Messrs.

Abell,
Aiken,
Amsden,
Bucklin,

Buffum,
Bullard,
Colby,
Dexter,

Field,
Marshall,
Proctor of Fair Haven,
Tarbell—12.

A message from the senate by Mr. Dana, their assistant secretary, as follows :

MR. SPEAKER :

I am directed to inform the house that the senate have passed a bill entitled

S. 162. An act to provide for the representation of Vermont at the World's Columbian Exposition,

In the passage of which the concurrence of the house is requested.

Senate bill entitled

S. 162. An act to provide for the representation of Vermont at the World's Columbian Exposition,

Was read the first and second times and referred to the joint special committee on the world's fair.

Mr. Robinson from the committee on ways and means, to whom had been referred house bill entitled

H. 222. An act relating to county taxes,

Reported favorably to its passage, and the question being, shall the bill be read the third time? on motion of Mr. Proctor of Fair Haven the same was ordered to lie.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows :

MR. SPEAKER :

I am directed by the governor to inform the house of representatives that he has this day approved and signed bills originating in the house of the following titles, to wit :

H. 187. An act to incorporate the Williamsburgh Mining and Manufacturing Company.

H. 229. An act in amendment of section 4583 of the Revised Laws, relating to the promulgation of the laws.

H. 260. An act regulating mesne process.

H. 353. An act in amendment of and in addition to number 199 of the laws of 1886, relating to the village of Rutland.

H. 407. An act to pay H. O. Camp the sum therein named.

H. 64. An act relating to the village of Fair Haven.

H. 147. An act to legalize the grand lists and quadrennial appraisal of the town of Mount Tabor for the year 1890.

H. 357. An act providing for better drainage in or adjacent to incorporated cities and villages.

H. 270. An act to incorporate the village of Chester.

Also a joint resolution relating to the pay of messengers in secretary of State's office and in the executive department.

Also a joint resolution of the senate and house of representatives relating to pay of clerk in treasurer's office.

Also a joint resolution relating to the pay of certain State employes.

Also a joint resolution relating to the pay of the clerk of the revision committee.

Also a joint resolution relating to money returned by the Vermont Gettysburg commissioners.

Also a joint resolution relating to mileage of certain persons.

Senate proposal of amendment to house bill entitled

H. 380. An act to enable certain towns to appropriate money for the construction and maintenance of sidewalks,

By striking out the words "of three thousand inhabitants," in line one, section one,

Was considered and concurred in.

Senate proposal of amendment to a joint resolution relating to pay of certain State house employes,

By striking out the word "three" in the fifth line, and inserting in lieu thereof *two and one-half*,

Was considered and concurred in.

To the House of Representatives:

The committee of conference to whom was referred house bill No. 318, entitled "an act to incorporate the Security Savings Bank and Trust Company of Middlebury," respectfully report that they have considered the same, and recommend the passage of the bill after being amended as follows: In section seven, line two, strike out the word three and supply the word five in lieu thereof.

B. F. LINCOLN,	}	<i>Committee on part of Senate.</i>
CYRUS JENNINGS,		
M. F. ALLEN,		
O. A. MARSHALL,	}	<i>Committee on part of House.</i>
EDW. WELLS,		
L. B. CROSS,		

Which was read and adopted on the part of the house.

A message from the senate by Mr. Powers, their secretary, as follows:

Mr. Speaker:

I am directed to inform the house that the senate have considered the report of the committee of conference on the disagreeing

votes of the two houses on senate proposal of amendment to house bill entitled

H. 318. An act to incorporate the Security Savings Bank and Trust Company of Middlebury,

And have on their part adopted the same.

Senate bills of the following titles were severally reported from the various committees to whom they had been referred, favorably to their passage in concurrence, read the third time and passed in concurrence:

By Mr. Darling from the judiciary committee,

S. 123. An act relating to the assignment of judges to hold courts of chancery and preside in county courts.

By Mr. Harlow from the committee on the grand list,

S. 153. An act relating to the grand list of the West Rutland centre school district.

By Mr. Williams from the committee on corporations,

S. 145. An act to provide a public park or parks for the village of Rutland.

By Mr. Kimball from the joint special committee on the world's fair,

S. 162. An act to provide for the representation of Vermont at the World's Columbian Exposition.

A message from the senate by Mr. Powers, their secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have considered joint resolutions from the house as follows:

Joint resolution relating to the pay of assistant secretary, assistant clerks and reporters.

Joint resolution relating to the pay of Willis M. Ross.

Joint resolution relating to the pay of Chas. D. Watson.

Joint resolution relating to the pay of the messenger in the secretary of state's office and others.

Joint resolution relating to the pay of the second assistant librarian and others.

And have adopted the same in concurrence.

The senate have considered a house bill entitled

H. 65. An act providing for a State school tax,

And have passed the same in concurrence with proposals of amendment.

In the adoption of which the concurrence of the house is requested.

The house have considered a house bill entitled

H. 413. An act relating to public instruction,

And have passed the same in concurrence.

The governor has informed the senate that he has approved and signed bills originating in the senate of the following titles:

S. 28. An act in amendment of an act to provide for the appointment of overseer of the poor.

S. 47. An act granting additional powers to Westminster East Parish.

S. 82. An act relating to the reports of decisions of the supreme court distributed pursuant to section 4580 of the Revised Laws.

S. 83. An act providing for the dedication of the Bennington Battle Monument and the centennial celebration of the admission of Vermont as a State.

S. 91. An act to incorporate the Alpha Mu Chapter of the Chi Psi Fraternity.

S. 21. An act to amend section 2389 of the Revised Laws and to protect the rights of married women and minor children.

S. 123. An act relating to the assignment of judges to hold Courts of Chancery and preside in county courts.

S. 149. An act to repeal section 3874 of the Revised Laws in relation to fish.

S. 152. An act to promote purity of elections, secure secrecy of the ballot and to provide for the printing and distribution of the ballots at the public expense.

S. 155. An act in amendment of and in addition to section 158 of the Revised Laws relating to the appointment and duties of an engrossing clerk.

S. 153. An act relating to the grand list of the West Rutland centre school district.

Mr. Sherwin, from the joint committee on State and court expenses, to whom had been referred senate bill entitled

S. 157. An act in amendment of section 4485 of the Revised Laws, relating to the sergeant-at-arms,

Reported adversely to its passage in concurrence, and the third reading thereof was refused.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs, as follows :

MR. SPEAKER :

I am directed by the governor to inform the house of representatives that he has this day approved and signed bills originating in the house of the following titles, to wit :

H. 49. An act to repeal the session laws of 1888, number 110.

H. 278. An act relating to amendment of process and pleading.

H. 163. An act to provide for the representation of Vermont at the World's Columbian Exposition.

H. 259. An act to pay John A. Buswell the sum therein named.

H. 305. An act in amendment of section 4572 of the Revised Laws of 1880, in relation to the distribution of the laws.

H. 397. An act to define the effect of legislation on pending litigation.

H. 380. An act empowering certain towns to appropriate money for the construction and maintenance of sidewalks.

H. 143. An act relating to loan and investment companies and enlarging the powers of the inspector of finance.

H. 318. An act to incorporate the security savings bank and trust company of Middlebury.

H. 414. An act in amendment of act number 281 of the acts of 1888, relating to the Rutland graded school.

H. 65. An act providing for a State school tax.

H. 180. An act to prevent delays and to expedite proceedings in liquor cases.

H. 413. An act relating to public instruction.

H. 415. An act to incorporate the Green Mountain Railroad and Mining company.

Also a joint resolutions paying Charles A. Livingston.

Mr. Abell of West Haven offered the following resolution:

Resolved, That a committee be appointed to wait on His Excellency, the Governor, and inform him that the house has on its part completed the business of the session and is ready to adjourn without day.

Which was read and adopted, and the speaker appointed as such committee

Mr. Abell of West Haven and
Mr. Clark of Halifax.

Mr. Darling of Chelsea offered the following resolution:

Resolved, That the clerk is hereby directed to notify the honorable senate that the house has on its part completed the business of the session and is ready to adjourn without day..

Which was read and adopted.

Mr. Abell, from the committee appointed to wait upon His Excellency, the Governor, and inform him that the house had completed its business and was ready to adjourn, reported that the committee had performed the duty assigned them, and that the governor would at once communicate to the house his pleasure through his secretary of civil and military affairs.

A message was received from His Excellency, the Governor, by Mr. McFarland, secretary of civil and military affairs:

MR. SPEAKER :

I am directed by the governor to inform the house of representatives that he has received their communication that they have on their part completed the business of the session, and that he has no further communication to make.

A message from the senate by Mr. Powers, their secretary, as follows:

MR. SPEAKER:

I am directed to inform the house that the senate have on their part completed the business of the session, and are ready to adjourn without day.

The speaker then briefly returned thanks to the house for the kindness and courtesy manifested toward himself during the time he has occupied the chair, and at eight o'clock in the forenoon (Wednesday, November 26, 1890), in accordance with the joint resolution so directing, the speaker declared the House of Representatives adjourned without day.

WILLIAM W. STICKNEY.

Clerk of the House of Representatives.

I hereby certify that the foregoing is a true journal of the proceedings of the House of Representatives of the State of Vermont, for the eleventh biennial session thereof, beginning on the first Wednesday of October, A. D. 1890.

WILLIAM W. STICKNEY,

Clerk of the House of Representatives.

STATE HOUSE,
MONTPELIER, November 26, 1890. }

APPENDIX.

APPENDIX.

APPENDIX A.

To His Excellency, the Governor of the State of Vermont :

I have the pleasure of submitting to you my annual report upon the "Mineral Industries" of the State.

Respectfully yours,

GEORGE W. PERRY,

State Geologist.

RUTLAND, Vt., July 31, 1889.

The year 1888 was, on the whole, a prosperous one for the leading mineral industries of the State. The unwillingness of many concerns to report their business renders the gathering of statistics a difficult task, and the inaccuracy of many of the reports sent in injures the reliability of the results. I would suggest that an act similar to those in force in other states be passed at the next session; an act compelling all concerns to make a sworn statement of their business.

A great deal of capital would find investment in the State, and many new industries would be established if means were available to allow an examination of promising indications. To all such appeals made to this office I am obliged to reply "that no funds are provided for such purposes."

I submit a statement of the more interesting items of the business during 1888 of the leading industries coming under charge of this department.

MARBLE.

Forty concerns report as capital invested \$5,805,400. The largest number of men employed was 2731, to whom was paid in wages and salaries \$918,129.00. The output was 3,863,500 cubic feet, valued at \$2,497,128.00.

GRANITE.

Forty-three concerns report as capital invested \$555,000.00. The largest number of men employed was 1197, who received in wages and salaries \$498,956.00. The output was 364,961 cubic feet, valued at \$771,727.00.

SLATE.

Nineteen concerns report as capital invested \$607,000.00. The largest number of men employed was 802, who received in wages and salaries \$299,403.00. The output was 86,442 squares of roofing slate, and 1,842,218 square feet of mill stock, valued at \$483,113.00.

LIME.

Eighteen concerns report as invested capital \$268,950.00. The largest number of men employed was 337, who received in wages and salaries \$84,426.00. The output was 523,725 barrels, valued at \$425,923.75.

BRICK.

Ten concerns report as invested capital, \$42,360.00. The largest number of men employed was 139, who received in wages and salaries, \$15,850.00. The output was 5,244 m. valued at \$31,958.89.

SOAPSTONE.

Four concerns report an invested capital of \$52,000. The largest number of men employed was 98, who received in wages and salaries, \$35,200.00. The output was 3,020 tons, valued at \$66,000.00.

The aggregate statistics of these six industries are as follows: Capital, \$7,330,710.00; largest number of men, 5,304; wages and salaries, \$1,851,955.00; value of output, \$4,275,850.64.

With respect to the smaller industries no statistics can be given. The extensive copper works at Ely have been set in operation with a good outlook. A considerable quantity of kaolin and talc has also been mined. The manganese and iron mine in South Wallingford was largely developed and put in shape for extensive working, with very flattering prospects. Parties continue to spend time and money prospecting for gold and silver, but as yet no paying mines have been opened. There is now a brisk demand for a fine quality of talc and also for manganese, of which minerals undoubtedly large deposits exist in the State, as yet undiscovered.

Respectfully submitted,

GEORGE W. PERRY,

State Geologist.

To His Excellency, the Governor of the State of Vermont:

I have the pleasure of submitting to you my report of the "Mineral Industries" of the State during the year 1889.

Respectfully yours,

GEORGE W. PERRY,

State Geologist.

RUTLAND, Vt., July 31, 1890.

No geological discoveries of importance, made during the year, have come to my knowledge. There has been quite an increase in the interest taken in mining as may be seen in the re-opening of several old mines with varying success. A new shaft was sunk in the lignite deposit at Brandon, with the purpose of obtaining that mineral for use in refining sugar by a new process. The main shaft was carried down fifty feet and from it a drift was run about sixty feet, when a vein was struck nearly twenty feet thick. The lignite found is remarkably pure and entirely free from fossils. This is surprising because heretofore this deposit, wherever struck, has yielded a great number of rare fossils, many of which are in the cabinet. The enterprise is not however considered a financial success. The old iron mine at Brandon was also opened with a hope of discovering a rich deposit of manganese. So far nothing very promising has been found. Without doubt there are in the State large deposits of this ore which has now become so valuable, but which a few years ago was thrown away as valueless. The manganese is generally mixed with limonite, or brown iron ore, and occurs in pockets rather than in continual veins. It is to be looked for where there are sink-holes of regular outline. The copper deposit at Strafford has been re-opened by a corporation having abundant capital and is considered unsurpassed in richness and value. The famous Ely copper mine at Vershire is also once more in operation, with every indication of prosperity. Much new capital and enterprise have been put into the working of the beautiful marbles in Swanton. The same company also owns the verde antique marble at Roxbury, and the various kinds found on Isle La Motte. These all together are now on the market under the name of the "Champlain marbles," and in their class are equal to anything in the world. Many new marble quarries have been opened in the vicinity of Rutland. In Brandon the marble deposits are proving profitable, thus adding greatly to the prosperity of the town.

Many persons in various localities are still searching for gold and silver. But, although small quantities can easily be found, there is very little hope that these precious metals can be discovered in deposits rich enough to pay to work. This office is constantly receiving specimens containing iron pyrites, sent with the hope that the glittering mineral may be gold. The distinction is easily made, for native gold is very bright yellow, is easily cut with a knife, and never glitters, or shows a lustre, like the pyrites.

An enterprise to be watched with a great deal of interest is the boring of a well at Shelburne by Dr. Webb, with a desire to find natural gas. Considering the geological formation in Vermont, the prospects of success are very small, but the effort is very commendable.

In the early part of the year there were reports of the discovery

of coal in the southwestern part of the State. The mineral proved to be massive black tourmaline.

I am frequently asked to visit localities for the examination of mineral deposits, and I also receive many specimens by mail with a request that they be examined. It creates a great deal of dissatisfaction to be obliged to refuse these demands unless the persons making them are willing to pay the cost of analysis or examination, as the statute requires, from capitalists in other states, concerning our mineral deposits. Especially has talc been sought for. I have secured samples of this mineral from several localities and sent to the persons asking the information. While none has yet been discovered pure enough to command the highest price, there can be no doubt that it exists and can be found, if searched for intelligently. It certainly would be a good thing for the farmers of our commonwealth, if the State geologist were allowed a moderate sum to be expended in developing the mineral deposits of our mountains and fields.

I submit the following statement of the principal industries. As usual the report is very incomplete because of the indifference of manufacturers and the absolute refusal of some to report at all.

MARBLE.

Twenty-four concerns report as being in operation in 1889, with an invested capital of \$5,303,600, employing 2,541 men, and paying in wages and salaries \$985,125.30. The output was 1,601,000 cubic feet, valued at \$1,948,850.

GRANITE.

Fifty-two concerns report a capital of \$515,650, employing 1098 men and 7 women, and paying in wages and salaries \$484,246. The output was 456,600 cubic feet, valued at \$812,833.

SLATE.

Thirty-four concerns report a capital of \$458,600, employing 870 men and one woman, and paying in wages and salaries \$374,030.50. The output was 145,069 squares of roofing slate and 1,403,200 square feet of mill stock, valued at \$558,609.95.

BRICK.

Twelve concerns report a capital of \$55,150, employing 175 men and two women, and paying in wages and salaries \$30,400. The output was 10,436,000, valued at \$69,000.

LIME.

Ten concerns report a capital of \$104,600, employing 131 men and 3 women, and paying in wages \$43,528. The output was 319,000 barrels, valued at \$197,800.

KAOLIN.

Three concerns report a capital of \$41,269, employing 39 men and paying in wages and salaries \$1,630. The output was 2,100 tons, valued at \$20,600.

SOAPSTONE.

Two concerns report a capital of \$60,000, employing 65 men and paying in wages and salaries \$28,000. The output was 1,400 tons, valued at \$45,000.

MISCELLANEOUS.

Six concerns engaged in mining copper, mineral paint, etc., report a capital of \$285,000, employing 199 men and 2 women, and paying in wages and salaries \$62,695, the value of the output being \$19,050. The small output results from the fact that most of these are new enterprises.

TOTALS.

One hundred and forty-three concerns engaged in mineral industries in 1889 report a capital of \$6,823,869, employing 5,118 men and 15 women, and paying in wages and salaries \$2,018,534.80. The value of the output was \$3,671,742.99. Over fifty concerns engaged in various industries have failed to report.

Respectfully submitted,

GEO. W. PERRY,

State Geologist.

BIENNIAL REPORT OF CURATOR OF CABINET.

RUTLAND, VT., SEPT. 11, 1890.

To His Excellency the Governor of the State of Vermont :

I have the pleasure of submitting to you a report of the condition of the cabinet, and its improvement during the past two years.

Respectfully yours,

GEO. W. PERRY,

Curator of Cabinet.

I cannot discover that a report is expected in this department, or that it has ever been made ; but, deeming it certainly proper, take the liberty to bring a statement of the work during the past two years to your attention. Previous to the last session of the legislature the space was so limited and the appropriation so small that very few additions could be made to the collections. The removal of the historical library to the new wing left extensive cases unoccupied ; and, as the filling of these cases would not interfere with the

use of the room for other purposes, I obtained the consent of the sergeant-at-arms to occupy them, and have thus made an annex to the cabinet. To the general public this room is already more attractive than the cabinet proper. The collection of Vermont birds, already a fine one, has been greatly enriched by the addition of a large number of specimens, many of them very rare. The cabinet contains at least one specimen of every species of birds of prey found in the State. New printed labels, giving common names and also all scientific names, have been affixed to all the specimens in the entire collection. Samuel's Birds of New England, in the library, is used as a check list, for the convenience of the many students attracted by this fine display. A fine lot of birds' eggs, containing over two hundred and fifty species, was purchased at a great bargain. The cabinet possessed almost nothing in this department, the few in the cases being very poor. These will prove of great interest, especially to teachers and pupils in our institutions of learning.

During the past twenty years the marble and granite quarries of the State have been greatly developed, but the cabinet has contained only the small, and, in many cases, poor specimens taken out soon after the opening of those quarries. In 1889 was begun a new collection of marbles, the blocks being of uniform shape and size, and showing on their different faces various styles of working. No other State can make such a display as now may be seen upon the shelves of the cabinet annex, and Vermont may well be proud of this exhibit of the products of one of her large industries. A similar exhibit of the granites, slates and soapstones is arranged for in the near future.

A few small animals have been in the cabinet for several years, but most of them were of little value. During the past two years nearly all the larger animals found wild in Vermont have been added to the collection. All the specimens purchased are large and are finely mounted. The few species not yet secured should be added as soon as possible. A trip to Grand Isle was the means of securing a large number of fossils of the Silurian age. These, when placed upon the shelves, will prove a valuable addition to those already possessed.

Respectfully submitted,

GEO. W. PERRY,

Curator of Cabinet.

APPENDIX B.

STATE OF VERMONT,

OFFICE OF CATTLE COMMISSIONERS,

BRANDON, September 16, 1890.

To Hon. William P. Dillingham, Governor:

SIR :—A summary of the doings of the board of cattle commissioners from its organization to the present time is herewith respectfully submitted.

With the standard of all our domestic animals ever growing higher and a knowledge of the relationship which may exist between the diseases common among them and those of man, it seems eminently fitting that the sanitary supervision of the State should not be restricted to human diseases, and it is properly assumed that too great care cannot be exercised in this particular branch. Since our appointment in March, 1889, we have carefully investigated every outbreak that has come to our knowledge. Every call made upon us has been promptly attended to by personal examination or by correspondence, and whenever contagious disease has been found every means within our command have been used to exterminate it.

The first work of the board came on April 4, 1889, in answer to a call from Mr. F. Benton of Waltham, who reported having lost eleven from a small dairy herd in the last four years. Dr. Miller had visited the premises a few days previous and found three animals seriously sick. Others were so reported, in neighboring towns, that had recently been purchased at a public auction sale held at Mr. Benton's place the preceding month. The disease proved to be gloss-anthrax. Quarantine restrictions were placed upon the farm and herd. Two cows, appraised as of no value, were, by our order killed, and together with those having previously died were properly buried and the stables thoroughly cleansed and disinfected. We believe the place and herd were thus cleared of the contagion. The cattle above mentioned as sold from the place were required to be isolated from the others of the several herds in which they were placed and thus further spreading of the disease prevented. Some of these died and others recovered, while a few of them were not taken sick. Restrictions were removed from this place in the following September.

The latter part of April Dr. Miller was called to examine a herd of cows owned by Mr. John Crockett of Colchester, where symptoms of apoplectic-anthrax were found, and he gave necessary directions to guard against future losses from the herd.

May 7, having been notified by the selectmen of the town of Montgomery of the existence of glanders among the horses there, personal examination of the cases reported having been made by Dr. Miller, we called to our aid the veterinary surgeons, Dr. Morin of St. Albans, and Dr. Dyer of Sutton, P. Q., both of whom agreed in the diagnoses of the cases under consideration. Four horses owned or kept by Mr. James E. Smith were ordered killed. These were appraised by Messrs. F. C. Sears, Wilson Draper, and Ira S. Anderson. The bodies were properly buried and the buildings and premises quarantined. Several horses in this vicinity had already died and others had been killed, some of them having been under treatment for this disease. All such cases coming to our knowledge were thoroughly investigated, carcasses properly disposed of and the infected stables cleansed. Two horses were found to be sick at Mr. F. F. Rawson's, one of them very severely so. This one was killed and the other quarantined and placed under treatment to await development of the disease. He grew rapidly worse and was subsequently killed by our order, having been appraised by Messrs. D. W. Prince, L. A. Drew, and P. Goddard; the same also appraising the horse owned by Louis Verge, kept at Wood's mill in the same town. Many other suspected animals were examined at the request of the selectmen and others. Mr. L. A. Drew, having previously served on the board, was employed by us to remain in the vicinity a few days and superintend cleansing and disinfecting the buildings and premises where diseased animals had been confined, in order that the work might be done in the most thorough manner possible.

The selectmen of Bennington called upon us the 26th of June to examine a herd of cattle owned by Judge Rice of that town, seven of the herd having died within a month. Veterinaries Burgess of Bennington and Page of Manchester were called in counsel. The cause of the trouble seemed to be hidden. All the animals not diseased *appeared* to be in fine condition and evidently were receiving liberal care and food. No restrictions were placed upon the farm or cattle as they were by location isolated from the stock in that part of the town. Treatment was prescribed and by subsequent reports we learned that no further losses had occurred.

- August 1, called by the selectmen of St. Albans to examine a horse owned by Homer Merritt of that town, a supposed case of glanders then under treatment by Dr. Morin, V. S. Dr. Miller's examination substantiated Morin's diagnosis and the horse was killed by our order, having been appraised by Messrs. Prime, Drew and Fox. This horse had but recently come to the States and had developed the disease after becoming the property of Mr. Merritt. The usual restrictions were placed upon the premises and also the usual precautions to prevent the spread of the disease.

Many interesting cases have come under our notice, but none more so than that of a Jersey cow owned by Mr. N. B. Powers, of Leicester Junction, who, sometime in October, requested the

board to make an examination of the case. Mr. Powers purchased the animal at a public sale in New York city the year previous, apparently in perfect health. She, soon after coming to his farm, dropped a calf and had been in milk through the season, gradually falling off in condition, finally becoming dry. Everything was done for her by way of food and treatment to improve her condition. At our suggestion Mr. Powers gave directions to have her killed, and the post-mortem revealed the most thoroughly diseased animal in our experience—lungs, intestines and udder were all in the most advanced stage of tuberculosis, so much so that it seemed wonderful that any animal could so long sustain life against such odds. The cow having for some time been kept separated from the others, and no use made of her milk for some time previous to becoming dry, the remainder of the herd seemed in no danger, and no restrictions were placed upon them.

The work has included the investigation of nearly forty outbreaks of disease, more than one-half of which proved to be within the authority of the board.

With the exception of one case of equine variola, which is truly epizootic in nature, the diseases have been strictly epizootic and may be summed up as glanders of horses, anthrax and tuberculosis of cattle.

Eight glandered horses were killed in the county of Franklin; several others have died of that disease in the same county within the last two years. It has existed to some extent also within the same time in Grand Isle county, but seems to have become extinct at present.

The presence of the disease in Franklin county appeared at one time to be a very serious matter from the number of animals exposed, but it seems to have yielded to the measures adopted, and it is to be hoped no new cases will develop. Anthrax in its various forms seems to be uniformly spread within the State, and may be accounted for in a great measure by the lack of knowledge on the part of the farmers as to the true nature of the disease, the longevity of its germs, together with the almost universal practice of allowing bodies of all animals dying to be left without burial, oftentimes within close proximity to water ways. The life of the spore of *bacillus anthracis* is such as can easily be retained, under favorable circumstances, within the soil and render pasture virulent for twenty or more years. From this fact alone we cannot wonder that this disease constitutes a great part of the cases reported, and is also a strong reason why the disposal of bodies should be under the direction of persons familiar with the consequences if neglected or improperly performed. We may not only prevent disease among animals, but by enlightening the people concerning its nature among cattle, also impress upon them the importance of disposing of the bodies properly, thus avoiding the fatal consequences which almost invariably follow the inoculation of the human sub-

ject with anthrax. This may occur from contact in skinning animals that have died from this disease, or in various other ways. We venture to assert that thousands of dollars in valuable stock are annually lost owing largely to negligence or ignorance as to the proper disposal of bodies. Not one farmer in fifty is as well informed upon this subject as his opportunity for information or actual experience should teach.

Several cases of tuberculosis among dairy cattle have been under the action of this board, and in every case careful post-mortem examinations have been made. The presence of this disease among cattle of our State is a fact well established. The extent to which it exists is only partially indicated, however, in the fact that one-eighth of our investigations revealed cases of this nature. It is a wholesale cause of the same dread disease (consumption) in the human family, and the per centage of our discoveries of its presence is convincing proof that every legal means should be used to strike at the root of the evil by the destruction of all animals so diseased. The thousands of consumers of the dairy product would, indeed, be grateful to know that steps were being taken to place a barrier between themselves and a meat and milk supply derived from such animals.

The general good to be derived from the thorough work of a board of cattle commissioners is not only of to-day, but if followed in the right direction, will be a benefit for all time to come. At present there is no outbreak in the State or States adjoining which require restrictions of any kind, and none remain in force.

The following is a list of animals killed by our orders, and the appraised value of each :

One horse owned by J. E. Smith	\$ 25
" " " " " "	25
" " " " " "	100
" " " " " "	100
" " " " F. T. Rawson	30
" " " " " "	50
" " " " Lewis Veige	5
" " " " Homer Merritt	40
	\$375

F. H. FARRINGTON,	} Commissioners for Vermont.
JUSTIN H. MOULTON,	
F. H. MILLER, V. S.,	

The article which follows, treating on the principal diseases that have come under our notice, are by F. H. Miller, of Burlington, the veterinary of the board.

ANTRAX, TUBERCULOSIS AND GLANDERS, AS THE MOST IMPORTANT
DISEASES OF THE STATE.

Anthrax may be defined to be an acute infectious disease, generally but not strictly enzootic in nature, existing principally, but not wholly, among the greater ruminants, being often transmitted to other animals and to man himself, and when so is known as malignant pustule.

It is characterized by rapidity of development, generally fatal termination and visible alteration of blood, which is viscid, dark in color, and indisposed to coagulate under the most favorable circumstances, owing to the destruction of the fibrin-ferment or some of the antecedents of the fibrin, and more particularly by the presence in that fluid prior to death of myriads of rod-like organisms, believed to belong to the vegetable order of life, and known as the specific germ or *Bacillus Anthracis*, which have the power to perpetuate themselves in favorable media, as in the blood or soil, etc., by *spore formation*.

While influences atmospheric, telluric and dietetic are beyond doubt closely associated with the history of outbreaks, such history is inseparable from that of the life of this low organism.

The existence of this disease since time immemorial cannot well be disputed, it no doubt being the disease mentioned in Exod. 9th Chapt., as breaking forth of boils upon man and animals in epidemic form.

Notwithstanding this, and the fact that it was extensively treated of in the works of both Greek and Roman hippopathologists and investigators too numerous to mention of the intervening centuries, it remained for Chabert, in the year 1780, to wisely group several types of disease together under the common head of this disease.

From about this time until 1845 waged the war of those investigators, who were pitted for or against the contagious theory of the disease, among whom may be mentioned, Larry, Remer, and Delafond, the latter of whom as powerful as any of the contagionists, attributed it to peculiarities of climate, soil, etc.

Gerlach, in 1845 of our own age, was the first to prove conclusively by experiment the contagious nature of the malady, and at the same time deduced facts which led him to designate it as a form of Septicaemia, thereby forging the first massive link of the chain of important facts which was to be wrought out by the patient research of latest investigators.

That it is contagious does not necessarily imply that it will prove itself so under all circumstances which might mark other contagious diseases.

The erratic manner in which animals develop the disease by direct

transmission would go far to prove its low power of transmission by the ordinary channels of contagion.

However low this percentage of positive results may be in such cases, the fact that ingestion of germ-holding substances *has* proved fatal goes to show conclusively it may be and probably is often taken into the system in this manner, and differs from other diseases, as Tuberculosis in degree only of susceptibility of the host.

What propagating power the germ so introduced may want, from what would be most easily accounted for by insusceptibility of host or absence of abrasions of the mucous membranes, whereby it might act as a direct inoculation, is certainly compensated ten-fold in its longevity, or more properly, that of its spore, which will certainly render solid virulent for many years.

The definite relation which the germ bears to the disease varies in the minds of different investigators.

The question is, whether it is the cause *proper* of the disease, or whether a carrier of some unknown excitant of disease still remains to be settled and placed beyond doubt.

Be this as it may, its direct inoculation is capable of producing the disease; hence measures taken to suppress the ravages of this disease must be based upon a sound foundation which has for its corner stone germ-destruction, not suppression, and which to us means the proper disposal of dead anthrax bodies.

While this disease annually costs the United States and all other countries more than any one disease affecting stock, it would be in my mind far from proper to say that it is not upon the decrease.

The experience of thousands in both Europe and America prove that the proper drainage of low-lying pastures has in many parts almost wholly overcome the nearly annual loss of stock thereon. Where any great loss prevails upon such drained land, it usually occurs in years of heavy rain-fall and sultry atmosphere.

It is diminishing and will continue to do so just so long as such improvements are made as may, with some reason, be demonstrated by the fact of this present year, showing an increase of cases over that of last, and when the great loss has been noted in low pastures which have been subject to great moisture during the months just gone by, some of which have had a history of latent anthrax for twenty or more years.

The almost utter want of definite knowledge upon the part of farmers of the true cause and predispositions has led them to treat the sickness and death of anthrax animals with such indifference as to allow the bodies to be unburied and thereby not only vitiate their own but unwittingly the property of others also.

While it might at first seem strange to the thoughtful that the experiences which are the legitimate outcome of such careless practices would not have long ago proven the necessary channel of

enlightenment, we must upon the other hand consider the great dissimilarity of the different types of the disease which will always baffle the inexperienced and tend upon the whole to weaken their faith in the reported presence of anthrax.

I find but few, indeed, who have any knowledge or dread of malignant disease beyond what they recognize as Blackleg (properly only one of many of its different types).

The fact is practically this: animals are dying in all parts of the State, and in perhaps the majority of cases are without proper burial owing to this lack of knowledge rather than criminal neglect.

As before stated at length, several types exist and may in rare circumstances nearly all be noted in the same out-break.

So well understood is this fact by investigators of the day, that it has been found practicable to divide them into two great classes, viz:

1st. Anthrax proper, which is marked by the presence of the specific germ in the blood, and properly called a general blood disorder, seldom marked by visible structural alternation and rapidly fatal in its course, truly apoplectic in form.

2d. In the second division are placed anthrax patients which suffer the blood disease, giving easily defined external symptoms, as in Blackleg and Gloss-Anthrax.

This form of the disease, while a true blood disorder, does not give the germs in the blood so certainly as the former and is consequently termed *Anthracoïd*.

This *Anthracoïd* form is usually predominant in the most serious outbreaks.

That these artificial classifications are truly such is proven by the fact that direct inoculation by *anthracoïd* blood will produce the *rapidly fatal disease* with blood bearing the true germ.

The classification does not in the least signify that one is more virulent than the other and is of service to the expert diagnostician only. I believe the chances of contaminating fields, buildings, etc., is even greater in the anthracoïd form, for the simple reasons that such animals often live some hours, excrementitious matter escapes and is seldom regarded as one of the sources of future disease; owners also in the majority of these cases have time to resort to the expedient of blood-letting, circumstances greatly calculated to spread or at least harbor the germs.

The questions as to how we would account for the tendency of this disease to exist where young animals and low pastures are concerned, may to my mind be, with a certain amount of reason, best explained by the fact that the germs of anthrax belonging to the vegetable kingdom naturally flourish best under condition frequently found in such pastures as being low would naturally pos-

sess an abundance of decaying vegetable matter, and because in such places it would be very possible for germs to be lodged and multiply, carried thence from places less suitable to their life, by the heavy rains of the spring and fall and natural and artificial water-ways.

That young animals are more frequently attacked than those matured, not by its being less a disease of adult life, but more because the most susceptible animals seem to be those whose digestive and metabolic functions are most active, this condition being of course most constantly present in the healthy young of animals.

Without going into a detail of the pathological conditions of animal bodies (living or dead) with anthrax I can easily give a few suggestions which will do much to elucidate the preventative side of the question of anthrax which almost alone concerns us.

1st. That spores are the links of life which effectually couple the history of the death of one animal to that of another which may have been at a very antecedent date (even twenty years) being in this case a direct cause of the disease.

2d. That those spores resist influences which would prove rapidly fatal to the *Bacillus* itself.

3d. That much of former doubt as to the true pathology of this disease was due to the fact that the spore function was not recognized.

4th. And most important that high temperatures are fatal to both *Bacillus* and *spore*.

Hence I would be asked to be allowed to suggest that in a wooded country as Vermont, and where from the sporadic nature of the outbreaks, the deaths not being excessive in number, burial of such animals owing to the influences of earth worms, and often improper soil, might be well substituted by burning, and so forever overcome the tendency to spread by this means.

This I think, although it may seem rather premature, would no doubt bring its proof with its practice and do more towards its ultimate suppression than any measure which can be adopted in the face of the evidence at hand.

Certain it is that our wished-for degree of immunity shall have to come through the scientific disposal of those that succumb to its ravages.

TUBERCULOSIS.

Great as may seem the importance of correct and scientific sanitary measures for the suppression and extirpation of anthrax it ranks second in importance to tuberculosis of cattle, especially those used extensively for the meat and milk supply of our inhabitants. Being a disease which is universally spread over the length

and breadth of Vermont, and the unmistakable cause of much of that dreadful disease Tubercular Consumption in the human family by the diseased meat and milk of such animals as is being daily used in all parts of the State, behooves the immediate attention of not only stock raisers and agriculturists but every person who is a consumer.

The facts of the ready transmissibility of this disease from the lower animals to man and its demonstrated presence in our herds are the essentials of proof that justifies each tax-payer to question whether or not all reasonable things are being done for his welfare as a citizen unless some powerful protection be placed between him and a daily supply from such animals.

While farmers of Vermont no doubt have felt the pressure of Western competition in the sale of meat, the city consumer is, and will be justified in giving the Western product the ready preference from these facts alone, so long as tuberculosis, a disease transferred to man from animals and their products, exists in Vermont to their knowledge; the meat supply derived from cattle which are for the most part range fed and inspected for disease before slaughter being a supply to be greatly preferred to one where animals are passed upon the market without any barrier whatever.

I myself know of the consumption of such tuberculous meat in this city having taken place within the past two years.

Other countries have long since adopted the precautionary legislation which makes examination of milk establishments and slaughter houses compulsory, and from its benefits feel the necessity of making the measures more and more effective by the most expensive methods of detection and destruction of such articles of food.

Several states of our Union have given their inhabitants such benefits as was in their power by investigating this matter, and it is in the best interests of every agriculturist and citizen of Vermont and in my opinion within the direct line of duty of every physician and person or bodies of persons, directly or indirectly responsible for public health, to hasten the day when suitable and special measures shall be taken to protect our stock and lives from the ravages of this disease.

The experimental and clinical evidences of the ready propagation of this disease to man from animals, and *vice versa*, leaves no room for doubt as to the extreme hazard of using a supply from such animals.

Whether it were more judicious to expend time and money for the purpose of detecting whether staple articles of food possess adulterants (which in themselves are almost always harmless) or the detection of a wholesale diseased supply as leads to perhaps insidious but certain death, all are capable of solving.

GLANDERS.

This disease of horses, which has been noted as having existed in Vermont during the past two years, is one of importance, not only because of its liability to be transmitted to man and other animals by contact, but because at any time an outbreak may, if along the borders, be noted by adjoining States, and a complete quarantine established against us, which may effect our horse market to the extent of many thousand dollars even under the most favorable circumstances, not to speak of the great loss of property entailed by each enzootic outbreak if allowed to run along without immediate attention, as was the case in Franklin county.

The veterinary sanitary police of the State, far from being weakened, should at once be strengthened by the yearly and constant employment of a State veterinary surgeon, who would devote his entire time to the investigation of all actual and reported outbreaks, and who would be a more effectual link between a State board of health and the veterinary police, as the past few years has shown was necessary.

The amount and importance of such work to be done is too burdensome and responsible to be left in the hands of inexperts, and has even now cost the State treasury money which probably might have been saved by adopting the measures of other States in this important matter.

Respectfully,

F. H. MILLER, V. S.

APPENDIX C.

HOUSE OF REPRESENTATIVES, }
OCTOBER 2, 1890. }

The speaker laid before the house the report of trustees of Stannard monument, which had been transmitted thereto by His Excellency, the Governor. On motion of Mr. Mann of Wilmington the same was *ordered to lie*, and the clerk was directed to procure the printing of the usual number of copies for the use of the General Assembly.

W. W. STICKNEY, *Clerk*.

STATE OF VERMONT.

ADJUTANT AND INSPECTOR GENERAL'S OFFICE, }
BURLINGTON, JULY 30, 1890. }

To His Excellency, Governor William P. Dillingham :

SIR :—The undersigned trustees appointed under Act No. 216, entitled "An act to provide for the erection of a monument to the memory of General Stannard," approved November 23rd, 1886, beg leave to make the following report.

MEMORANDUM.

Cash received by the trustees :

Appropriation State of Vermont	\$500 00
From Custer Post, No. 42	17 00
“ Stannard Post, No. 2	50 00
“ Jewett Post	5 00
“ E. H. Stoughton Post, No. 34	30 00
“ George P. Foster Post, No. 55	5 00
“ Cummings Post, No. 37	8 00
“ H. H. Freeman Post, No. 98	6 75
“ From Roberts Post, No. 14	38 00
“ Gen. Wells Camp Sons of Veterans, No. 19	5 00
“ R. S. Styles	10 00
“ Senator Edmunds	25 00
“ “ Morrill	25 00
“ W. B. Nichols	1 00
“ H. M. Wilson	1 00
“ John W. Stewart, M. C.	25 00
“ E. W. Peck	5 00
“ Sayles Nichols	1 00

From Capt. Gilbert Morton.....	\$ 1 00
“ H. J. Brookes	10 00
“ William W. Grout, M. C.....	15 00
“ Quartermaster-General G. A. R., depart- ment of Vermont.....	475 43
	\$1,259 18

EXPENDITURES.

Paid H. M. Phelps & Co. for monument.....	\$486 60
“ Tohanto Art Works for tablet.....	165 00
“ Cemetery comrs. for labor.....	26 00
“ City treasurer of Burlington for fund (in- terest of which will keep cemetery lot in repair for all time).....	100 00
	\$777 60
Balance on hand and a little interest due.....	481 58
	\$1,259 18

The above statement shows that in addition to the \$500.00 appropriated by the State, the department of Vermont G. A. R. and posts of the Grand Army of the Republic in the State, and also friends of Major-General Stannard, have contributed \$759.18.

With these funds a granite pedestal of fine proportion, bearing a bronze tablet, with a suitable inscription, and showing in relief the different army corps in which General Stannard served, was provided and erected in Lake View Cemetery in Burlington, and was dedicated June 20, 1889, with appropriate exercises.

The event was also made the occasion for a reunion of survivors of the second and ninth regiments of Vermont volunteers, with which General Stanuand served as lieutenant-colonel and colonel, and of the fifth regiment.

This was attended by a large body of veterans, whose presence added an impressive feature to the dedicatory services. These are correctly reported in the *Burlington Daily Free Press* of June 21, 1889, and were as follows:

THE SOLDIERS' DAY—YESTERDAY'S SERVICES OVER STANNARD'S GRAVE.

GLOWING TRIBUTE TO THE HERO'S MEMORY BY COLONEL VEAZEY—
THE CEREMONIES AT THE CEMETERY—SIX HUNDRED
VETERANS IN LINE—REGIMENTAL REUNIONS
AND ELECTION OF OFFICERS.

Gen. Stannard's monument was dedicated yesterday under the most favorable auspices. The day was perfect, the attendance of veterans and citizens in general large, and the programme was carried out in a gratifying manner. The city at an early hour put on a gala day appearance, public buildings and many private residences being decorated with flags, banners and bunting. During the forenoon the members of the second, fifth and ninth Vermont regiments held reunions at their headquarters at the American House, the time being pleasantly spent in recalling old experiences in field and camp, and in preparing for the procession.

Soon after noon the veterans and members of various organizations began to assemble about the City Park, ready to fall into line, and at 1:30, the appointed hour, the formation of the column began under the direction of Col. A. S. Tracy of Middlebury, chief marshal, and his aides, Gen. W. L. Greenleaf, J. B. Scully, H. W. Fraser, O. P. Ray, E. H. Trick, George B. Rand, C. A. Hibbard, William Smith, J. C. Rutherford, H. J. Brookes and E. A. Morton of Burlington, and T. M. Chapman, A. K. Carr and E. W. Bird of Middlebury.

The local organizations of the first division, consisting of the Burlington cadets, Burlington commandery, Canton Lafayette, Post Stannard and Sons of Veterans, formed in their halls and usual places of meeting.

Organizations of the second division formed as follows:

Second regiment, under the direction of Lieut. O. P. Ray, on east side of City Park, near the Y. M. C. A. building.

Ninth regiment, under the direction of Capt. C. A. Hibbard, on the east side of City Park, near the engine house.

Fifth regiment, under the direction of Lieut. E. H. Trick, on the east side of City Park, near Fletcher library.

Members of other regiments (not belonging to the Grand Army) on the east side of park, in front of City Hall, under the direction of Sergt. J. B. Scully.

Department Vermont G. A. R., and Vermont division Sons of Veterans, under direction of E. W. Bird, on south side of Main street, in front of American hotel.

Carriages composing the third division reported to Col. William Smith at the Church street entrance of City Hall, to receive invited guests, after which they moved to College street, between Church and St. Paul, in readiness to take position in the column as it passed.

FORMATION OF LINE.

Promptly at 1:30 p. m., the line formed on the west side of St. Paul street, with right resting on Main, in the following order:

Detachment of city police.
Chief marshal and personal staff.
Sherman's military band.
Burlington cadets.
Burlington Commandery of Knights Templar.
Canton Lafayette of Patriarchs Militant.
Post Stannard No. 2, G. A. R.
General William Wells camp No. 19, Sons of Veterans.
Burlington drum corps.
Veterans of second regiment Vermont volunteers.
Veterans of ninth regiment Vermont volunteers.
Veterans of fifth regiment Vermont volunteers.
Veterans of other Vermont regiments.
Department of Vermont, G. A. R.
Vermont division, Sons of Veterans.
Governor of Vermont and invited guests in carriages.

Among those who had seats in the carriages were Gov. William P. Dillingham, Mayor Crombie, Hon. W. G. Veazey, Lieut. Gov. Woodbury, Col. George W. Hooker, Gen. W. W. Henry, Gen. T. S. Peck, Gen's. Gilmore, Jones and Alfred, Col's. Taylor, Forbes, Bennett, Leavens, Tyler, of the governor's staff, Maj. M. B. Adams, ex-Gov's. John W. Stewart, J. L. Barstow, Samuel E. Pingree and E. J. Ormsbee; Hon. E. J. Phelps, Hon. E. Henry Powell, Gen. L. G. Kingsley, Gen. P. P. Pitkin, Gen. Stephen Moffitt, Col. D. K. Andross, Gen. Stephen Thomas, Col. Z. M. Mansur, Col. Henry O. Clark, Maj. G. S. Blodgett, Maj. P. K. Delaney, Hon. David F. Dobie, Principal S. W. Landon, Rev. C. F. Carter, Rev. Edward Hawes, D. D., President M. H. Buckham and faculty, Board of Aldermen and City Officials

THE PROCESSION.

The column presented a beautiful appearance, and the sight was enjoyed by many people, the streets being thronged. The line of march was up Main street to Church, through Church, Pearl, Battery, Battery Place and North avenue to Lake View Cemetery, where a hollow square was formed about the monument.

The monument was enveloped in a large national flag which Gen. Stannard loved so well, while the grave was strewn with flowers, and at the foot stood the colors of the 9th Vermont which were torn to tatters at the same time the general lost his arm.

The services at the monument over which Mayor Crombie pre-

sided, opened with a selection by the Sherman band followed by prayer by Prof. Goodrich and a selection by the male quartette, consisting of Messrs. S. D. Hopkins, Benjamin Swift, F. S. Pease and C. S. Cornell.

The large flag which covered the stone was then removed by Gen. T. S. Peck, revealing the monument in all its beauty of outline and rugged grandeur. It is made of Barre granite and is five feet square at the base. The shaft is thirteen feet in height and is to be surmounted by a bronze statue. On the face of the centre die is a bronze tablet bearing the inscription, and on either side are cut the corps badges of the 1st, 6th, 10th and 18th army corps, to which Gen. Stannard was attached at various periods. On the reverse side of the shaft is a blank space, which will be reserved for the names of the Stannard family. A handsome laurel wreath extends around the shaft just above the dies. Just below the front die on the plinth is the name "Stannard" in raised and polished block letters, six inches high. The inscription is as follows :

In honor of General George Jerrison Stannard,
whose mortal part rests beneath this stone.

Born in Georgia, Vt., Oct. 20th, 1820.

Died at Washington, D. C., June 1st, 1886.

Volunteered for the war, April 14, 1861; Lt.-Col. 2d Vt. Vols., June 6, 1861; Col. 9th Vt. Vols., May 21, 1862; Brig. Gen. of Vols., March 11, 1863; Bvt Maj. Gen. Vols., Oct. 24, 1864; mustered out June 28, 1866.

At Gettysburg July 3, 1863, commanding the 2d Vermont brigade, in the crisis of the battle he made the flank attack which decided the fate of Pickett's charge and changed a doubtful struggle into victory.

At Cold Harbor, June 3, 1864, he commanded the 1st brigade, 2d division, 18th corps, and was twice wounded. September 29, 1864, commanding the 1st division, 18th corps, he stormed Fort Harrison, in front of Richmond, and held the works against the enemy's utmost efforts to retake it the following day, losing his arm.

In these and other battles he distinguished himself by his cool courage, clear insight, and genius of command.

Gallant, truthful, unselfish, patriotic, his fame is cherished as a priceless inheritance by his comrades and fellow citizens, who have joined the State of Vermont in erecting this memorial.

"Sleep, soldier, sleep; thy battles all are o'er."

After the unveiling of the monument it was presented to the family in behalf of the trustees by Gen. W. W. Henry, in the following words :

GEN. HENRY'S REMARKS.

Mrs. Stannard and Daughters :

The legislature of the State of Vermont, at its session in 1886, appropriated \$500 to place a monument over the grave of Gen. Stannard. Gen. Ripley, Gen. Peck and myself were appointed trustees to see that the wishes of the legislature were duly executed.

At our first consultation we decided to ask three good firms of monument builders to furnish us with a description of the best monument they were willing to erect for \$500. When their plans were submitted, we decided none of them were suitable to place above the remains of such a soldier as Gen. Stannard, or such a one as he deserved.

Upon consultation with some of the old veterans, it appeared they wished to assist in the work of placing a suitable monument over the last resting place of their beloved commander, so the matter was brought before the State encampment Grand Army of the Republic, at its meeting in St. Albans in 1888, and I was then resolved to help us. Subscriptions were asked for, and a little over \$700 were sent to us, making \$1200 in round numbers. The best bid for such a monument as will suit us and the comrades of Gen. Stannard is about \$2200. At the session of the legislature in 1888 it was thought best to ask for a further appropriation of \$1000, and a bill was introduced to that effect, but on account of so much money being appropriated for the Gettysburg monuments and soldiers' home at that session, it was thought advisable not to press the passage of the bill at that time, so it was not reported. We then went before the State encampment, Grand Army of the Republic, at its session in 1889 at Brattleboro, for instruction and advice, and a resolution was passed to use our own judgment in putting up such a monument as could be used hereafter in being finished with a statue of the general, such as we and they wanted. The city council and the board of cemetery commissioners of Burlington wished these precious remains to be deposited in this beautiful resting place for the dead, and freely gave you and yours, a deed of this sacred ground. The trustees have caused this monument to be erected, which we now have the pleasure to transfer to you and your family. but we assure you, we shall not surrender our offices as trustees of the "Stannard monument fund" until there is placed upon the top of this monument a bronze statue of Vermont's one-armed General, George J. Stannard.

The monument was accepted in behalf of the family by Col. George W. Hooker of Brattleboro, who spoke in substance as follows :

COL. HOOKER'S ADDRESS.

*Mr. President, Members of the G. A. R., Comrades and Citizens,
All:*

We accept this beautiful monument built by loving hands and loving hearts, and thank the trustees for their united efforts in its preparation. The monument is of granite, indicative of the man whose memory it perpetuates. In behalf of Mrs. Stannard I thank the trustees and also the City Council for this beautiful spot by the lake. The legislators who contributed to the expense of the monu-

ment are also deserving of thanks for the credit they reflected upon the State from every soldier as well as every citizen in Vermont. The act furnishes a lesson in patriotism and valor. When we left the State we swore to be true to the republic. The dead are alone absolved, and let us to-day renew that pledge.

Col. Hooker then thanked for their presence and services the members of the 2d and 9th Vermont, in which the great commander was commissioned ; the Sir Knights, whose sign is the cross and whose banner is emblazoned with the motto, "In hoc signo vinces"; the Patriarchs Militant, whose watchwords are "Fraternity, Love and Truth"; the Sons of Veterans, the Burlington Cadets, the city police, the quartette, the city officials and citizens in general.

He then spoke of the Sons of Veterans who will soon take the place of the veterans, and he urged them to take up the same love of country that inspired their fathers and to go through life cherishing a spirit of patriotism. He urged them now that they were entering upon the threshold of citizenship to keep the alignment of their character as they were now keeping their alignment in rank.

The words set to music that have been sung have set our hearts aglow with love for the land in which we live. Only a few years ago the pall of death fell upon the noble man whose memory we honor to-day, but his spirit will live on forever. The pen of the historian in writing of Gettysburg shall linger over Gen. Pickett's charge and the repulse and flank movement by Gen. Stannard, and the latter shall always rank as the bravest of the brave with Allen and Warner. These patriots of '76 clasp hands in love as they look down from Heaven upon the brave deeds of their brave descendants. After Gettysburg the rebellion was thrown upon the defensive in place of the offensive. But Stannard's fame does not rest here alone. At Cold Harbor and Fort Harrison the glory of his career shone resplendent. He stood for half an hour after his arm was shot away directing the movements of his command, feeling that their peril and that of his country was greater than that of his own life. He fought not for himself, not for Vermont, but for the Union ; and not alone for the Union, but for the liberty-loving the world over.

Again with Mrs. Stannard and the children our hearts go out to you all with the deepest gratitude.

At the conclusion of the addresses, which were received with enthusiasm, a selection was sung by the quartette. Volleys were fired by the Burlington cadets, and old veterans were overheard to remark that they never heard volleys fired better. After taps by Mr. George D. Sherman the column was re-formed and returned to the square, passing through North avenue, Battery place, Pearl, St. Paul and Main streets to City Hall.

EXERCISES IN CITY HALL.—GLOWING TRIBUTE TO GENERAL STANNARD'S MEMORY BY JUDGE VEAZEY.

The procession from the cemetery arrived at the City Hall at 4:15 o'clock. The doors had been kept closed until it arrived so that there were seats for all. A large number of people who did not take part in the parade attended the exercises. The hall had been tastily trimmed with the national colors hung in festoons at the rear of the platform and on the side walls, and the front of the galleries was also covered with the stars and stripes. Resting on easels on either side of the speaker's table, which was covered with the national flag, were portraits of Gens. Stannard and Foster and pictures of Gens. Sheridan and Logan at the head of their armies. The platform was occupied by Mayor Crombie, president of the day, the orator, chaplain, Lieut.-Gov. Woodbury, ex-Govs. Barstow and Ormsbee, Congressman Stewart, Hon. E. J. Phelps, Col. Geo. W. Hooker, Col. Z. M. Mansur, Gen. W. W. Henry, members of the governor's staff and several ladies. The exercises were opened with a selection by the band, followed by prayer by the chaplain of the day, Rev. J. E. Goodrich. The quartette, Messrs. S. D. Hopkins, Benjamin Swift, F. S. Pease and C. S. Cornell, then sang "Comrades in Arms," which was enthusiastically encored. The selection was followed by an oration by Col. W. G. Veazey, who was pleasantly introduced by Mayor Crombie. The following is the oration in full :

COL. VEAZEY'S ORATION.

I come pursuant to your call, at short notice, with an imperfect wreath to place upon the tomb of a personal friend, a comrade in war, and a beloved commander. If the flowers I have culled are not the best selection, if the garland is clumsily wrought, there is at least interwoven a deep sense of respect and admiration, tender feeling of personal bereavement and sincere affection. A quarter century has passed since Gen. Stannard led us in battle; three years since we laid his battered and scarred body in yonder graveyard; intervening duties and sorrows even have come with diverting effect, yet to-day our lips tremble as we speak his name, and the tear dims our eyes as we stand about his grave, as though the bereavement was but yesterday. This tells better than words how deep is the hold which he, who was comrade as well as leader, had in the hearts of his fellows. Vermont has great names on every page of her history, alike in civil administration, and in military participation. Among the latter, in three of our wars, there are three names conspicuous above others: Allen in the war of the revolution, Ransom in the Mexican war, and Stannard in the war of the rebellion. In recognition of the service and of the patriotism of the latter the State has made appropriation, and individuals have made contributions, for a monument at his grave here, and for a statue to be placed upon another monument to be erected on the

battle-field of Gettysburg. To-day the governor of Vermont and other state officials, the reunion organizations of those regiments in the war with which Gen. Stannard was immediately connected, similar organizations of other regiments, posts of the G. A. R., ex-soldiers from every part of the State, citizens representing every class and occupation, who were his contemporaries, and those who have grown to manhood since, are met to dedicate by appropriate ceremonies the monument at his grave, and to dedicate themselves anew to the lofty and grand sentiment of loyalty and patriotism that thrilled the heart and characterized the service of this plain citizen and magnificent soldier. •

I am not called here by you to say again when and where Gen. Stannard was born, and who were his parents and teachers, and how much or little he went to school, or to repeat the story of his occupation and struggle for livelihood, or to simply re-state biography. Once told, as all this has been, the subject is exhausted.

But if some grand quality has predominated and characterized a man's life and impelled him on to mighty efforts and magnificent accomplishments, and especially if this quality is one with which the popular pulse beats in sympathy, and has found its development and expression in great national crises that absorbed the thought and received the noblest sacrifice of a people, it furnishes a subject that is never exhausted in its beneficence or interest.

To-day we want our faculties quickened, and especially our memory freshened so that we may better again see the face and form, the kindly smile, the friendly greeting: so that we may again seem hear the voice, winsome as a woman's in the social circle, as fierce as the lion's roar when the emergency of battle demanded; so so that we may again feel the thrill of his presence and example as some of you saw him at Harper's Ferry, chafing like a caged tiger and refusing to obey the order of surrender, and threatening to take the old 9th regiment alone through the enemy's line or die in the attempt; as others saw him leading his division in the magnificent assault over the ramparts of Fort Harrison and successfully holding it with a diminutive force against the most desperate efforts to retake it by a whole wing of the army of the enemy, standing in the fore-front of battle until his good right arm fell bleeding from his shoulder. What if he had been a Chesterfield in the drawing-room; what if he had thrilled men's hearts with the loftiest eloquence of the orator; what if he had written poetry that was almost divine; what would all this be to us here to-day in comparison with the Stannard of the battle-field, the bruised, patriotic soldier, the genial, warm-hearted companion, the strong, manly, though unpolished man! This is our Stannard and our pride. The displays of genius in science, in philosophy, in literature, are beneficent and grand, but usually lack that heroic quality that appertains to the display of genius in military service. It is when that service is not simply professional, but is solely in defence of flag and country that the great soldier becomes the hero and the idol of the people. This

has not often been a source of misfortune, as I think. It is a natural result. Mankind admire courage when displayed for others and not for self. The courage of the highwayman does not count in public regard. The courage of the soldier in defense of the fatherland does count, and it ought to.

What more thrilling sight on earth than that of a man in the midst of peril that threatens instant death, with every faculty aroused to the highest tension, having responsibilities and duties of the greatest possible consequence, the lives of his fellows and perhaps the salvation of a nation depending on his action, yet calm, self-possessed, alert, watchful, directing with unerring judgment, seizing upon every advantage, utilizing every resource, evading, omitting, neglecting nothing. Add to this that he stands there not merely in the line of his chosen life-calling, but as a volunteer in a great sudden crisis. Yet this is but the picture, faintly drawn, of Gen. Stannard, as he stood at the pivotal point of that pivotal battle of the war, that had raged for three days with unsurpassed fury on hillside and in valley about the village of Gettysburg. Add to the picture the blood dripping from an ugly gash that a cruel missile had made, and refusing to leave the field until he saw his own command crown the great three days' battle with glorious final victory.

What wonder that the soldiers of Vermont honored and loved this comrade and leader! What wonder that Vermont should erect upon that spot on that bloody slope of Gettysburg a statue in enduring bronze, to inspire the generations to come, as they should look upon the figure of Vermont's great leader in the crucial hour of the nation's life!

If Gen. Stannard was not intellectually great, as perhaps he was not, especially in being equipped with the learning of the universities, or in having high mental training, or whatever defects he may have had in other respects, he was to our minds, in the great essential of soldiership, substantially faultless. It is the successful fighting quality upon which mankind passes its verdict of superiority.

Many leaders are learned, accomplished, scientific, faithful and brave. They do nothing that can be censured; they merit great praise; yet they fail to attain the highest approval. Their battles, if not defeats, are not decisive victories. Pugnacity and tenacity must supplement all other soldierly qualities, in order to insure the highest excellence in the field marshal. There was nothing brutal in Stannard's make up. He would not harm a living thing in God's universe. His heart bled at suffering. His nature was of the gentlest. In civil life he was unsuspecting and trusted implicitly a pretended friend. But in war he knew what successful battle demanded, and never fell short of the demand. It was not that he loved fighting and revelled in slaughter, but that he loved the flag with all it represented and knew his duty. He knew the value of an hour, and sometimes even a minute in battle. How

clearly he understood it at Harper's Ferry when his soul was wrung with agony at the cowardly surrender of Miles!

The army of northern Virginia was divided. The half with Lee must be crushed by McClellan, unless the half about Harper's Ferry could compel immediate surrender, and rejoin Lee in season for support. The enemy could not pass on and leave the 12,000 federals under Miles in their rear. A day's detention would be fatal. History records how Stannard besought, and even threatened. With him in command there would have been a fight and not a surrender. There probably was not a point of time throughout the war when a battle was fraught with greater consequences than the one that ought to have been there fought would have carried.

Gen. Stannard was not only a stubborn and tenacious fighter, with capacity fully up to the demands of every rank he held, from that of lieutenant-colonel to that of major-general, but he was endowed with those natural soldierly instincts that led him to do and say about the right thing, not only on great occasions but daily in all the features of a commander's administration. He recognized the true attitude of the volunteer soldier; the circumstances under which, and the surroundings from which, and the object for which, he came into the army. Many failed more or less in applying proper military etiquette and discipline to the condition. But Stannard had the genius of common sense in military matters.

He always showed that he meant to be just. He was firm but not unreasonable in his exactions. He was unsparing of himself. He was never in the background in exposure. He saw the battle from the front. The rank and file as well as his superiors in rank could easily see he was always alert and vigilant in duty, and so he inspired confidence and respect in all grades. The element of leadership was innate. The men felt and recognized it. They became like him in purpose. His will was their will. And so such a commander with such a command becomes, when mutually acquainted, trained and fused in spirit and will, practically unconquerable. They may be overcome by superiority of force but never conquered. He was not only imbued with a general feeling of loyalty but with a deep personal fealty to immediate duty. The sound of the enemy's guns, without other call, was sufficient to bring him into the battle; not simply into the neighborhood of it, as some of you well know who were with him and saw his tremendous exertions on the first day of Gettysburg. Think of Stannard hesitating and faltering in sight of his comrades struggling and falling and begging for help! A legion of demons would not have barred him at such a time without a fight. He was ambitious and liked public and individual approval; but it was a worthy ambition. What would he have been without it? It does not require perfection in a commander to become such a leader as Stannard was. It is not that which is faultless that we always most admire or best

love. It is often said that it is the imperfection in nature which constitutes its charm; or, expressed in another form, that it is because nature is stamped with imperfection that it seems to men so beautiful. The lines of the mountain, the curves of the valley, the symmetry of the tree, the form of the flower are never perfect. If there were this perfection everywhere how quickly the eye would tire. As it is, how the landscape thrills us at every turn.

May not the analogy hold in some sense between individuals? May it not be that the generous overlooking of an imperfection quickens our love? But whatever the explanation or reason, we all know that our love goes out to the generous, the high-souled, the gentle, the unselfish man; and if we used a microscope to see if we could not discern a spot somewhere we should show a defect in ourselves a thousand-fold blacker than we should ever discover in a character such as I have described.

We, my comrades, know that Gen. Stannard had a noble, generous, true heart; we know that he was always glad to overlook a comrade's fault; we know he was brave as the bravest in battle; we know he was able as he was brave; we know that he was eloquent in patriotism; we know that he so loved his country and his country's flag that he was ready and willing to die for it; we know he shed his blood on many a hard fought field in testimony of his devotion; we know that the cause of the Union was to him the most sacred cause that ever appealed to the human heart; we know that he looked upon every man as a brother who shared with him the perils of battle in defence of the cause; we know that he never met one after, whatever his condition, but that the prayer was in his heart and often on his lips, God bless you, my comrade. Knowing all this, we feel that we cannot too much honor the memory of Gen. Stannard.

But this day's observance is not limited to the comrades in arms of Gen. Stannard. It is the completion of the movement taken by the State in honor of her brave son. It therefore merits a consideration other than that of the love of comrades. It is a worthy and proper exemplar. Statues, monuments, temples, have been erected in honor of those who served in defence of a noble cause, in every nation of the world through all its history. There they have stood through the centuries, some of them beyond the date of recorded history, their origin resting on mere tradition, but telling the story through all the ages, of life cheerfully, grandly offered for humanity. They have been the inspiration to noble efforts through all time.

Vermont, not only within her borders, but that larger Vermont as she is through her sons throughout all this broad land, is proud of her record in the great war for the preservation of the union of these States. While all the loyal States did nobly, none claim to have done better than the State that Ethan Allen and the Green Mountain boys of a hundred years ago made famous. It is indeed

a proud record. In the catalogue of her brave sons the name of Stannard is first. It is therefore fitting that a public monument should be erected, whose inscription should tell of his deeds and the kind of man he was. When other great crises shall come, as they will sooner or later, it will inspire other sons, perhaps ages hence, to emulate his bright example. His services added immeasurably to the general reputation which the State acquired. Every year since the war has added to the lustre of his fame. As the great exploits are being here and there singled out in the long conflict, in the greater calmness of the receding years and in the clearer light of greater detail that has come to the historian, Gen. Stannard's important and faultless movement upon the rebel flank at the critical moment at Gettysburg is already conceded to have been one of the most brilliant of the whole war. His fame takes nothing from that of his comrades, but rather adds to it, because it adds to the combined reputation of all and the greater that is, so the greater that is of each one. Gen. Stannard knew and said that he owed his fame to the bravery of his command. So we say to him, whatever may be our merits your glory sheds lustre upon our service.

As I have said, this monument will help to carry the great lesson down, down, we know not through how many years, but the time will come when this solid granite will crumble and disappear; when the bronze statue will cease to face the lightning and the storms of nature at Gettysburg, as Gen. Stannard calmly faced the storm of battle on that desperate field; but the time will never come when the printed page or tradition will not cherish the story of this great struggle and its awful sacrifice for the preservation of free government and human liberty. And when that story is told, whether in the muse of the poet, or the sober record of the historian, or merely as tradition around the hearthstone or in the public square, the great deeds of Stannard and his comrades will have a place and mention, and liberty will then find new defenders and the world another list of heroes.

In the midst of a term of court, away from here, without access to books, I have written these words. They are but the hasty expressions of my heart. The occasion merits a greater and more carefully prepared effort. I have purposely avoided extravagance of comparison. I know Gen. Stannard would not want it. I think I could name among the soldiers of Vermont, in that great war, men enough to command all the corps and divisions of the Union army better than many of them were commanded. This was probably true of other States. It but shows the quality of the men that gave Vermont her glorious record in the war. Thirty-four thousand men and more made that record for our State. But they all that now live, and those who are dead, if they could speak, would say with me, Vermont cannot say or do too much in honor of the splendid service and grand character of George J. Stannard.

Col. Veazey was frequently interrupted with applause during the delivery of his oration, and at the close was given three cheers by

the veterans present. The glee club then sang "The Artillerist's Oath," some announcements were made and the meeting broke up.

Regimental reunions followed.

THE SECOND REGIMENT.—A PLEASANT REUNION HELD.—LIST OF OFFICERS ELECTED.

The members of the 2d Regiment Reunion society present in the hall were called to order immediately after the Stannard exercises. In the absence of the president of the society, Col. C. H. Joyce, Vice-president Corporal Samuel Crown of St. Albans presided, and the records of the last meeting were read by the secretary, O. P. Ray of Burlington. On motion of Gen. W. W. Henry of Burlington a committee of three, consisting of Gen. Henry, H. W. Conro of South Hero, G. W. Flagg of Braintree, was appointed by the chairman to prepare a list of officers for the ensuing year. Pending their report a discussion followed as to the place for the next reunion, Burlington and Brattleboro being suggested. It was finally voted, on motion of Sergt. Woodbury, that it was the sense of the association that it join with other regimental associations in holding a brigade reunion in Burlington in 1890, and that the executive committee be instructed to confer with other executive committees to bring about this result.

The report of the committee on nominations was made as follows :

President, Col. A. S. Tracy of Middlebury ; first vice-president, Sergeant J. W. Dork of Chesterfield, N. H. ; second vice-president, Capt. H. W. Conro of South Hero ; secretary and treasurer, O. P. Ray of Burlington ; executive committee, Sergeant U. A. Woodbury of Burlington, Lieut. C. K. Leach of Fletcher and Capt. G. W. Flagg of Braintree.

The meeting then adjourned. There were about 100 members of the regiment in town during the day.

THE FIFTH VERMONT.—THE ANNUAL BUSINESS MEETING AND ELECTION OF OFFICERS.

The business meeting of the 5th Vermont Regiment Reunion society was held at G. A. R. hall. President Trick called the meeting to order and stated why the date of the annual meeting had been changed. The report of Major C. H. Forbes of Brandon, secretary of the society, was read, showing the organization to be in a flourishing condition, both as to finances and membership. The secretary had found the addresses of 550 survivors of the regiment.

Letters were received from Secretary Proctor, Gen. L. A. Grant, John R. Lewis of Atlanta, Ga., J. J. Worden of Boston and Frank

M. Jones of company F, extending friendly greeting to all old comrades.

A vote of thanks was extended to E. H. Trick and C. H. Forbes for their services in behalf of the reunion society.

On motion of Hon. Henry Ballard a nominating committee was appointed by the chair, as follows: W. B. Doolin of East Franklin, Dr. E. P. Russell of Middlebury, Lieut. Bronson of Hinesburgh, M. D. Wyman of Boston.

Comrade Lewis of Bellows Falls, secretary of the 11th Vermont reunion society, spoke of the desirability of having a reunion of the old brigade. He said he had obtained the address of 700 of the 11th and death record of 600. Comrade Farrell of the 4th Vermont also spoke of a brigade reunion and said he would present the matter at their reunion at Montpelier, October 17th.

Comrade Burnham moved that the place of next meeting and the matter of the brigade reunion be left to the executive committee and it was voted.

President, Capt. S. E. Burnham of Rutland; Vice Presidents, Dr. A. H. Chesmore of Huntington and W. N. Hodges of Eden Mills; Secretary and Treasurer, C. H. Forbes; Executive Committee, E. H. Trick, Henry Ballard, W. B. Doolin of East Franklin, E. P. Russell of Middlebury, L. I. Bronson of Hinesburgh, E. A. Morton of Burlington, W. B. Beed of Pittsfield.

The usual resolution of thanks was adopted and the meeting adjourned.

NINTH REGIMENT—LIST OF OFFICERS ELECTED AT THE ANNUAL MEETING.

The business meeting of the 9th Vermont Regimental Reunion society was held in the hall of Sons of Veterans, Gen. Wells camp. The report of the last meeting was read by the secretary, Lieut. R. E. Parker, and approved. The following were elected officers for the ensuing year: President, Col. D. K. Andross of Bradford; first vice-president, Gen. E. H. Ripley of Rutland; second vice-president, Gen. T. S. Peck of Burlington; secretary and treasurer, Lieut. R. E. Parker of Newport; Executive committee, Col. J. C. Stearns of Bradford, Lieut. E. W. Jewett of Swanton, Capt. Joel C. Baker of Rutland, Lieut. Thomas Hannon of Brattleboro, Capt. C. F. Branch of Newport.

The death of Col. V. G. Barney was announced, and several comrades spoke of the many virtues of the last lieutenant-colonel, and Col. Andross appointed Capt. J. O. Livingstone of Montpelier, Capt. A. E. Leavenworth of Castleton and Capt. S. H. Kelley of Brooklyn, N. Y., a committee to draft suitable resolutions of condolence and send them to Col. Barney's family.

It was decided to hold the next reunion, in 1890, at the time and place of the annual muster of the National Guard of Vermont. A collection was taken up and was sufficient to keep the regimental treasury in good condition. After passing votes of thanks to the Sons of Veterans for the use of their hall and to Lieut. R. E. Parker, secretary and treasurer, for his untiring efforts to make the Reunion society a success, the regiment adjourned. There were 112 members of the regiment present, and all were much pleased with the Stannard monument.

NOTES.

Lieut. Frank E. Rice, quarter-master 9th Vermont regiment, came from his home in Lowell, Mass., to attend the dedication of Stannard monument and reunion of his regiment yesterday.

Mayor Crombie won golden opinions by the excellent manner in which he presided at the cemetery and City Hall.

Gen. Peck held Gen. Stannard's old flag over the column as it passed the corner of St. Paul and Cherry streets, returning from the cemetery, and it was loudly cheered.

Capt. Samuel H. and Edward L. Kelley, Cos. B. and E., 9th Vt. regiment, were present at the reunion yesterday. They are residents of New York and Brooklyn, but came to meet their comrades in arms. They were warmly welcomed by all, as the 9th regiment had no more efficient or popular officers.

The words of the Hon. Henry Ballard at the campfire, though late in being heard, were among the worthiest and most inspiring of the evening.

Everybody is full of praise of the Burlington cadets and the appearance they made in the procession. Their uniforms were admirably fitting and showed the lads off to fine advantage. Everybody admired the uniforms though not everyone knew that they were built in Burlington, and that to Messrs. Pease Bros. & Pope belong the credit.

The police, under command of Officer Lamora, made a good appearance in the parade.

The performance of the musical quartette at yesterday's meetings was most admirable and no little share of the perfect success is due to Messrs. Cornell, Pease, Swift and Hopkins.

The Shermans as usual reflected credit on themselves and on Burlington. It was Col. Hooker who started the firing, but the return volleys were so brilliantly accurate in aim that he concluded to leave the platform and sought shelter among the comrades, toward the close. Capital story that, of the D. F. landing in the middle of the creek. Good story on Ballard, too, "losing his breath." Chief Dumas performed excellent duty in keeping the streets clear yesterday.

The marshal of the day desires to acknowledge his obligations to the comrades and gentlemen who so kindly consented to assist him as aides on this memorial occasion. To the comrades who bore the march as only veterans could, he would tender his congratulations that they were able to be present on so interesting an occasion, and he feels assured that they count the fatigues of the day as but a tithe of what they would be happy to endure in honoring the memory of their beloved general, the gallant Stannard. Orders to this effect have been issued by command of Col. A. S. Tracy, through W. L. Greenleaf, chief of staff.

ROUND THE CAMP-FIRE—A MERRY MEETING OF COMRADES IN THE CITY HALL,

COL. VEAZEY CONDEMNS OUR SCHOOL HISTORIES AND THE MEN
WHO WOULD RESTRICT PENSION AWARDS—THE “FATHER
OF VERMONT’S SOLDIERS” SUPPORTS HIM—
OTHER COMRADES TALK.

In the evening the City Hall was filled with veterans and the admirers of veterans, gathered to enjoy a rousing camp-fire meeting, and the meeting was a rousing one. With the veterans, as with the Psalmist, “while they mused the fire burned.” Old-time heart-fires burned bright again and lighted failing eyes to gleaming enthusiasm. The stirring music of the Sherman band, the old bugle calls and the singing of the quartette reverberated down all the dusty corridors of memory, and the result was—a general feeling too sacred to put in printed words.

After the band had closed a number of inspiring old airs, Col. Woodbury came forward and was received with the cheers of his comrades. He expressed the honor he felt had been done him in asking him to preside, for he esteemed no honor greater than presiding over a meeting of comrades of the Grand Army of the Republic.

The glee quartette sang “John Brown’s Body” with spirit

Judge Veazey deprecated being called upon to fire the first shot. He was to have left town on the five o’clock train, but he “missed” that train. The day was to him one of mingled joy and sorrow—joy to meet again his comrades, sorrow in the calling up of painful reminiscences and the fact they forced on him, that he alone of Stannard’s staff was now alive. He spoke of the glory of the position he and his comrades had held on the battle-field—“better one hour of such a life than an age in the humdrum days of peace.” Of the value of camp-fire gatherings, originated in Vermont, Col. Veazey had many eloquent things to say. And first as a great in-

structor of history—"The true history of the war is not written in the books. Take the history books in the hands of our children, read them, and you will find it difficult to tell from what is there written whether Stannard fought on the *right* or the *wrong* side. These books are a disgrace to our country." The camp-fire as a teacher and remembrancer of the principles for which the comrades fought was also insisted on, but particular stress was laid on the opportunities it gave for discussion of the rights that pertain to the soldier. He scathingly condemned the men who would restrict the awarding of pensions. The colonel drew pictures in graphic and impressive words of the forced marches, the privations, the fighting that made such drafts upon, and saddened the lives of, the men that endured them, and asked, can these men be quite fully repaid at the hands of the country they fought and lessened their life terms to maintain in union? [Applause.]

The "father of Vermont soldiers," Gen. Stephen Thomas, evoked the greatest enthusiasm. He also spoke strongly on the pension question, and emphasized the words of Judge Veazey on the text books in the schools. He urged all sons of veterans to connect themselves at once with a camp of the S. of V. To the children of the country he commended the study of the war's history, the principles that were fought for, the truths that were vindicated.

Col. Hooker's words were in turns humorously personal, reminiscent and seriously timely. He advocated the organization of a Woman's Relief corps in every town.

Rev. Mr. Ranslow, who served in the navy, (Corporal "now colonel, as we all are," said Col. Woodbury) Mansur of Essex and Dr. Branch of Newport, added their quota to the camp-fire talk.

Harry Howard, drummer of the Army of the Potomac, gave proof of his power over drum and bugle.

Gen. Henry was called from the audience to the platform, and most warmly received. He told a capital story on Hooker, which caused the rafters to ring again with the cheers and laughter of the "boys."

E. H. Trick and Hon. Henry Ballard represented the Fifth, and the glee quartette again delighted the audience.

No newspaper report can do justice to this meeting; the camaraderie, the kindly humor, the genial and justifiable pride in the hearts, faces and words of all are not to be described. A success of the highest order it was, and will ever remain a bright memory in the hearts of all participating.

The trustees respectfully suggest that the fine address of Colonel Wheelock G. Veazey, 16th Vermont Volunteers, who is the only surviving commanding officer of the three regiments of Stannard's brigade, which made the famous flank attack on Pickett's Division, in the crisis of the battle of Gettysburg, be printed by the State,

in pamphlet form, for the instruction of the members of the legislature, and the citizens of Vermont.

We believe it our duty to say that the \$500 appropriated by the State was wholly insufficient to erect a testimonial worthy of General Stannard, and at the meeting of the G. A. R. Department of Vermont (the first after the appropriation was made) held at St. Albans, during the winter of 1886 and 1887, the matter was brought before the encampment, who asked the trustees to delay the erection of the monument and voted to assist.

Personal friends of General Stannard also desired to help. How well they responded is shown by the figures in this report.

The trustees have received a proposal from Mr. Karl Gerhardt, the sculptor of the satisfactory statue of General Stannard which surmounts the imposing Vermont State monument on the battle field of Gettysburg, to finish a bronze statue of General Stannard, for the monument over his grave for the sum of \$1,500.

Such a statue is needed to properly complete the monument. So completed it will stand for centuries to come, an object of pride and interest to the citizens of Vermont, an educator of the rising generations in patriotism, and an honor to the State, as well as a fitting memorial of the gallant and most distinguished soldier who sleeps beneath it.

We therefore trust that it will be your pleasure to ask the legislature of Vermont, at its coming session, to appropriate such an amount as may be needed to thus complete the monument.

Hoping that our work meets your approval, and that of our fellow citizens,

We remain,

Your obedient servants,

EDWARD H. RIPLEY, }
WILLIAM W. HENRY, } *Trustees.*
THEODORE S. PECK, }

APPENDIX D.

To the House of Representatives:

The committee on elections to whom was referred the certificates of election of Albert W. Hudson and Harley O. Smith as representatives of East Haven, respectfully report, that, having heard the evidence and arguments of counsel, they have concluded to report as follows :

That at the last Freeman's meeting, in the said town of East Haven, said meeting being presided over by one Arnold Ball, constable, one ballot was taken with the following result :

Whole number of votes cast.....	51
Necessary for a choice.....	26
H. O. Smith had.....	19
A. W. Hudson “.....	18
S. W. Moulthrop “.....	13
G. R. Lund “.....	1
Total.....	51

The votes cast for Messrs. Smith, Moulthrop and Lund were written with no office designated upon them, while the votes for Mr. Hudson were printed with the words “for representative” above his name.

We find the fact that the whole number of votes were taken by the presiding officer of said meeting, knowing them to be for town representative, and he deposited them in the ballot box upon which was written “for town representative,” and which was used upon the first ballot for receiving and holding votes for town representative and for no other purpose, and we find the fact that all of said votes were intended to be cast for town representative. We further find that the board of civil authority counted the votes with the result above stated. The presiding officer, against the protest of the board of civil authority and other voters present, declared that all the votes, except those cast for Mr. Hudson, were illegal and thereupon declared Mr. Hudson elected.

The board of civil authority and other voters remonstrated against this ruling, and called for another ballot, which request was refused by the presiding officer.

Voting for justice and state ticket continued until five o'clock, when boxes were turned and votes counted, as evidence shows, amidst considerable noise and confusion. The presiding officer made and put the motion to adjourn the meeting.

From the testimony it appears that one legal voter, and perhaps two, voted against adjournment, by the sign called for, raising of hands, but the presiding officer claims not to have seen these votes and thereupon declared the meeting adjourned, leaving the room immediately.

A. W. Smith, first selectman, now took charge of the meeting, although most of the voters had left the hall. The town clerk being present with the check list, said Smith called on the voters present to forward their votes for town representative. The box formerly used to receive the justice votes was now used, the town clerk having pasted upon said box a paper which was written "for town representative." The box was turned after all voters present had had an opportunity to vote and six votes were found, by the board of civil authority, to have been cast for H. O. Smith for town representative, the town clerk having checked the voters' names on the check list. H. O. Smith, having received a majority of the votes cast, was declared elected.

Concerning the first ballot your committee find that none of the ballots cast were in conformity with the requirements of section seventy-six, Revised Laws of this State, but believe that they should all be counted as the intention of the voters was apparent. In support of this position we quote McCrary on elections, section 405, State vs. Gov. and Sec. of State, 17 Ills. 167, State vs. Dinsmore, 5th Neb. 146, Paine on Elections, section 528, et seq. 34 Barber, 620, House Journal of 1888, p 568, House Journal of 1880, p. 565.

The committee is convinced from authorities and precedents that the statute is directory not mandatory, and that the informalities in the votes cast on the first ballot are not sufficient to invalidate the votes then cast in good faith, and therefore find that there was no choice on the first ballot.

From the testimony already quoted, a majority of your committee conclude that the said meeting was not legally adjourned after the first ballot, and they find that on the second ballot H. O. Smith, receiving a majority of the votes cast, was elected, and therefore recommend the following resolution :

Resolved, that H. O. Smith, who received a certificate of election signed by William M. Smith, presiding officer, was duly elected by the freeman of East Haven at the September election, A. D. 1890, and is entitled to a seat upon the floor of the house.

All of which is respectfully submitted.

J. K. DARLING,	} Committee.
W. W. MANNING,	
O. A. MARSHALL,	
J. V. CARPENTER,	
C. H. JOSLYN,	
N. R. MILLER,	
J. K. HOUGHTON,	

APPENDIX E.

REPORT OF THE TRUSTEES AND OFFICERS OF THE
SOLDIERS' HOME OF VERMONT, 1890.

To the Governor and General Assembly of the State of Vermont:

GENTLEMEN: Although by act of our incorporation, approved November 24, A. D. 1884, we were not required to make any report to you, or made in any other manner accountable to you, or to any other person or persons for the fulfilment of the trust reposed in us, yet we deemed it our duty in 1888 (having received from the State an appropriation of ten thousand dollars, voted Nov. 25, 1884, and an additional sum of ten thousand dollars appropriated Nov. 11, 1886,) to make a report to the then incoming Legislature, and to ask of the State such legislation as would thereafter make us accountable to them, which legislation was accorded, and we therefore now make our first report under the law and our second report in fact.

For the purpose of giving you a clear conception of our discharge of our trust since its first inception, we beg your indulgence to repeat a portion of our history detailed in our former report.

“Very soon after the organization of our board we invited, through the public press, contributions and offers for the establishment of a Home by individuals or towns. We received propositions from several towns, among which were Randolph, Barre, St. Johnsbury and Newport, and also from the incorporators of the Trenor W. Park Home for Destitute Children and Women, incorporated by act of Nov. 23, 1882. The committee of our number especially chosen for the purpose visited most of the various points to ascertain which was the most valuable to us and to the State. They decided (and the whole Board of Trustees unanimously endorsed their decision) that the offer made by the Park Home was the most advantageous. There were not at our command sufficient funds to erect buildings or purchase lands, and at the same time provide for the maintenance of any inmates at the Home. The property offered us by the Park Home consisted of a beautiful country residence and grounds, situated about one-third of a mile northwest of the depot at Bennington. This property was originally purchased and improved by the late S. B. Hunt, a wealthy resident of New York City, for a country seat, at a cost to him nearly aggregating \$100,000, the fountain (the highest in the world) and aqueduct costing nearly \$20,000. Upon this property was a two-story country mansion capable of fairly and comfortably accom-

modating twenty soldiers. The Home lands comprise one hundred and ninety-eight and one-half acres ; sixty-seven acres of which, as we now use them, are pasture and woodland ; sixty-five acres are meadow ; about fifteen given to corn and other vegetables, and the remainder, lawn and groves, or covered by buildings and yards. This whole property was offered to the Trustees without price or consideration whatever, and as a gift to be used for a Soldiers' Home so long as it should be employed and used for such purpose.

By the acts incorporating the Park Home the Heirs of T. W. Park and the board of the Park Home could not absolutely alienate said property. This caused some delay in the conveyance of the property, but finally a conveyance was made, giving the use of the property free to the Trustees of the Soldiers' Home so long as it should be used for that purpose, and providing that whenever it shall cease to be used for such purpose the Legislature of the State of Vermont at its then next session may cause any and all betterments and permanent improvements placed upon the said property at the expense of the said grantees (the Trustees of the Soldiers' Home) by the use of moneys donated by the State of Vermont, or otherwise obtained, to be appraised by a commission of three disinterested citizens of this State, to be appointed by a chancellor on application of State Treasurer ; and the value of such betterments and improvements, as the same shall then exist and be ascertained as aforesaid, shall be paid to the State of Vermont by said grantors (the Park Home); and in case said Legislature shall procure such appraisal and said grantors shall neglect or refuse to make such payment for a period of three months after the appraisal is made and notice thereof given to them, then the conveyance shall take effect and become absolute as a conveyance to the State of Vermont, its successors and assigns forever, to have and to hold the said premises and property, for such benevolent, charitable or educational uses as the Legislature may direct. It was further provided that the Trustees of the Soldiers' Home might at any time at their discretion absolutely dispose of one parcel of seventeen acres and one parcel of four acres of said property.

The Trustees accepted of said gift of the Home, and in addition thereto received of G. W. Harman, treasurer of Park Home, February 5, 1887, \$495.98, an additional voluntary gift from the Park Home of balance of income accrued from said Home. Although the conveyance of the property was made to us in the early part of 1887, yet the house having been unoccupied for some time and the plumbing arrangements needing considerable changes and repairs, the Home was not formally opened until May 1, 1887, and no inmates were received until May 18, 1887. The whole number admitted to the Home to August 1, 1888, was 50, of which five deceased and nine were discharged for various causes. In 1888, finding the original building inadequate for our necessities, we erected a wing to the original house one hundred feet and eight inches in length and thirty-two feet in width, two stories high, with

third floor constructed with dormer windows. In this wing are the kitchen, dining hall and smoking room; in the second floor are the clothing room, sewing room, sleeping rooms and small hospital with four beds, and the third floor is entirely occupied by sleeping rooms. In the whole building, as now constructed, we can comfortably accommodate 85 men, but, as can readily be seen, our hospital accommodations are wholly inadequate to our needs, and as time progresses the requirements for hospital accommodations constantly increase.

The whole number of inmates who have received the benefits of the Home up to date is 111.

THE FOLLOWING IS A LIST OF THEIR NAMES, COMPANY AND REGIMENT AND DATE OF ADMISSION.

NUMBER.	NAME.	COMPANY.	REGIMENT.	ADMITTED.	RECORD.
1	Wood, Geo. E....	E	2d Vt....	May 18, 1887	On furlough.
2	Maar, Hobart E..	I	13th Vt....	May 24, 1887	Discharged May 3, 1888.
3	Chase, Geo. E....	F	3d Vt....	May 24, 1887	Discharged Oct. 1890.
4	Whitney, I. B....	A	4th Vt....	May 25, 1887	
5	Mattison, Wm. C..	C	2d Vt....	May 25, 1887	
6	Porter, Isaac....	F	4th Vt....	May 26, 1887	Discharged Mar. 31, '90.
7	Colby, John.....	H	4th Vt....	May 27, 1887	
8	Derby, Chester...	A	7th Vt....	June 9, 1887	
9	Murphy, Patrick }		1st Vt.Bty	June 22, 1887	{ Disc'd Aug. 30, '87; received pension of \$10. with arrears \$1,585.
10	Debar, Wm.....		1st Vt.Cav	June 23, 1887	
11	Chapleau, Alph...	C	2d Vt....	July 18, 1887	
12	O'Brien, Thos....	M	1st Vt.Cav	July 31, 1887	
13	Demar, Joseph...	E	5th Vt....	July 20, 1887	Discharged Jan. 1, 1890.
14	Beeman, Lewis...	I	6th Vt....	Aug. 16, 1887	Died June 24, 1890.
15	McCue, Wm. R. }	C	4th Vt....	Aug. 26, 1887	{ Disch'd Mar. 30; received pension, \$10. with arrears \$1,230.
16	Haley, Josiah....	A	14th Vt....	Aug. 30, 1887	
17	Davis, Joseph R..	G	16th Vt....	Aug. 30, 1887	Died Dec. 27, 1888.
18	Woods, Daniel R..	C	10th Vt....	Oct. 5, 1887	Discharged Mch 10, '90.
19	Hovey, Ryan.....	B	15th Vt....	Oct. 18, 1887	
20	Gay, Proctor R...	B	9th N. H..	Oct. 26, 1887	Discharged Mch 15, '88.
21	Tulley, M. G.....	I	3d Ill.Cav.	Oct. 31, 1887	Lost by R. R. accident.
22	Dummer, E. R....	C	7th Vt....	Oct. 31, 1887	
23	Carl, William....	G	1st Vt.Cav	Nov. 1, 1887	Discharged Mch 1, '90.
24	Walter, Chas. N..	K	15th Vt....	Nov. 8, 1887	On furlough.
25	Plant, Frank....	C	3d Vt....	Nov. 16, 1887	Discharged Dec. 1888.
26	Turner, Charles...	G	12th Vt....	Nov. 11, 1887	Discharged May 25, '88.
27	Albee, Wm. A....	A	8th Vt....	Nov. 30, 1887	Discharged Mch. 1888.
28	Butler, Wm. C...	F	1st Vt.Cav	Nov. 30, 1887	
29	Hurley, Thomas...	C	169th N. Y.	Dec. 15, 1887	

THE FOLLOWING IS A LIST OF THEIR NAMES, COMPANY AND REGIMENT, AND DATE OF ADMISSION.—*Continued.*

NUMBER.	NAME.	COMPANY.	REGIMENT.	ADMITTED.	RECORD.
30	Farwell, Philo B.	E	5th Vt.	Dec. 30, 1887	Died July 31, 1888.
31	Marsh, Lewis L.	B	1st Vt.	Dec. 6, 1887	On furlough.
		B	12th Vt.		
		H	11th Vt.		
32	Silloway, Seth B.		1st Vt. By	Jan. 3, 1888	Discharged.
33	Fox, John B.	A	2d Vt.	Jan. 5, 1888	Discharged.
34	Eddy, John P.	I	1st Vt. Cav	Jan. 17, 1888	
35	Harrington, L. P.	D	12th Vt.	Jan. 31, 1888	
36	Norton, C. L.	F	6th Vt.	Feb. 15, 1888	Died Feb. 25, 1888.
37	Cary, Ira.	A	4th Vt.	Feb. 16, 1888	Died Aug. 6, 1888.
38	Dillon, William ..	E	15th Vt.	Feb. 17, 1888	
39	Kusic, Richard	A	8th Vt.	Mch. 10, 1888	
40	Merrill, Samuel ..	D	11th Vt.	Mch. 16, 1888	Died June 28, 1889.
41	Aldrich, Henry	I	4th Vt.	Apr. 3, 1888	
42	Smith, Benj. F.	I	10th Vt.	Apr. 3, 1888	
43	Andross, Noble	D	8th Vt.	Apr. 18, 1888	Discharged Mch 10, '90.
44	Green, Andrew	A	5th Vt.	Apr. 26, 1888	On furlough.
45	Wells, John C.	G	2d Vt.	Apr. 9, 1888	Discharged May 25, '88.
46	Newman Thos.	E	1st Vt. Inf.	Apr. 13, 1888	
47	Donaldson, M.	D	7th Vt.	Apr. 1, 1888	
48	Clough, H. E.	I	3d Vt.	June 7, 1888	
49	Hartan, James	I	3d Vt.	June 10, 1888	Died August 3, 1888.
50	Kennedy, P. C.	I	1th Vt.	June 1, 1888	Discharged Aug. 10, '88.
51	Sprague, Henry	K	14th Vt.	Aug. 15, 1888	Discharged Mar. 10, '90.
52	Dimick, Geo.	B	12th Vt.	Sept. 19, 1888	Died Nov. 13, 1889.
53	Parker, Joseph	A	7th Vt.	Sept. 19, 1888	Dismissed June 11, '89.
54	Carroll, Peter, ...	C	5th Vt.	Oct. 6, 1888	
55	Bolton, John.		2d Vt. Bat.	Sept. 10, 1888	
56	Bard, Oscar.	D	1st Vt. Cav	Jan. 2, 1889	
57	Trendell, Wm.	M	1st Vt. Cav	Jan. 2, 1889	Discharged Mar. 10, '90.
58	Grover, Luther	K	2d Vt.	Jan. 8, 1889	
59	Cain, John.	A	13th Vt.	Jan. 8, 1889	
60	Smith, Geo. H.	K	3d Vt.	Jan. 11, 1889	
61	Gibson, Wm. O.	K	4th Vt.	Jan. 31, 1889	
62	Bush, Chas.	C	9th Vt.	Feb. 4, 1889	On furlough.
63	Crosby, Hugh H.	I	4th Vt.	Feb. 4, 1889	Discharged Apr. 4, 1889.
64	Peppin, Joseph	F	9th Vt.	Feb. 10, 1889	
65	Scully, B. M.	G	1st Vt. Cav	Feb. 10, 1889	
66	Moore, Thos. O.	H	16th Vt.	Feb. 10, 1889	
67	Belrose, Joseph	K	6th Vt.	Mch. 1, 1889	On furlough.
68	Phair, Henry		1st Vt. Bat	Apr. 1, 1889	
69	Jenkins, Amos H.	I	2d Vt.	Apr. 11, 1889	
70	Doyle, Frank ...	F	1st Vt. Cav	June 6, 1889	
		and M			
71	Gordon, Wm. J.	H	7th Vt.	June 6, 1889	Died Aug. 17, 1889.
72	Miner, Asahel, ...	I	9th Vt.	June 25, 1889	
73	Chapman, B. G.	B	1st Vt. Cav	June 26, 1889	

THE FOLLOWING IS A LIST OF THEIR NAMES, COMPANY AND REGIMENT AND DATE OF ADMISSION.—*Continued.*

NUMBER.	NAME.	COMPANY.	REGIMENT.	ADMITTED.	RECORD.
74	Robinson, Jos.	D	6th Vt.	July 8, 1889	Taken to Ins'n Asylum Brattle'ro, Apr. 16, '90.
75	Berry, John.	C	3d N. Y.	Aug. 10, 1889	
76	Turner, E. C.	B	3d Vt.	Aug. 27, 1889	Died Nov. 3, 1889.
77	Clifford, John.	K	11th Vt.	Sept. 12, 1889	
78	Root, Alex.	D	17th U.S.I.	Sept. 12, 1889	Discharged Apr. 26, '90.
79	Sullivan, James {	K and	2d Vt.	Sept. 16, 1889	
		E	69th N. Y.		
80	Smith, Geo. H.	B	9th Vt.	Sept. 2, 1889	Discharged Nov. 7, 1889.
81	Staples, Francis.	E	8th Vt.	Sept. 24, 1889	Dismissed Nov. 1, 1889.
82	Potter, Hiram.	F	5th Vt.	Sept. 22, 1889	Disch'g'd Dec. 11, 1889.
83	McMullen, John.	B	17th Vt.	Sept. 23, 1889	
84	Bishop, Jeremiah.	D	3d Vt.	Oct. 9, 1889	Died Nov. 2, 1889.
85	Mann, Albert.	D	4th Vt.	Oct. 28, 1889	
86	Barnard, F. G.	C	16h Vt. & 3d Bat.	Nov. 4, 1889	
87	Bailey, Walter.	C	1st Vt. Cav.	Nov. 20, 1889	
88	Bard, Oscar L.	D	1st Vt. Cav.	Nov. 22, 1889	Re-admitted.
89	Connor, Wm.	K and	12th Vt.	Nov. 29, 1889	
		E	7th Vt.		
		K	3d Wis.		
90	Carrier, DeWitt {	and		Dec. 13, 1889	
		E	125th N.Y.		
91	Bridges, Wm.	I	15th Vt.	Dec. 13, 1889	
92	Graham, M.	A	17th Vt.	Dec. 26, 1889	
93	Walker, Almore.	H	6th Vt.	Jan. 10, 1890	
94	Pond, Wm. H.	E	1st Cav.	Jan. 17, 1890	
95	Chaplin, Moses {	-----	Mex'n war 9th U.S. I.	Jan. 23, 1890	Discharged March 1890.
96	O'Gara, James.	G	5th Vt.	Jan. 23, 1890	On furlough.
97	Heald, Oliver.	K	6th N. H.	Feb. 8, 1890	
98	Shiney, Lewis.	F	10th Vt.	Feb. 12, 1890	
99	Hurley, Michael.	A	8th Vt.	Mar. 26, 1890	
100	Baker, Charles.	E	12th Vt.	Mar. 31, 1890	
101	Fadden, Richard.	G	16 NY.h.a.	Apr. 21, 1890	
102	Cary, Ira.	A	4th Vt.	May 7, 1890	Re-admitted.
103	Clifford, Argill.	-----	8th N. Y.	Apr. 24, 1890	
104	Connelly, Jno. C {	C and	14th Vt.	May 5, 1890	
		G	1 Vt. Cav.		
105	Fadden, Richard.	G	16 NY.h.a.	J'ne 11, 1890	Re-admitted.
106	Watson, Wm. H.	F	6th Vt.	J'ne 23, 1890	
107	Townsend, Bern.	I	1 Vt. Cav.	J'ne 23, 1890	
108	Kennedy, John.	K	2d Vt.	July 1, 1890	
109	Johnson, Henry.	H	7th Vt.	July 5, 1890	
110	Ryan, Patrick.	B	2d Vt.	July 31, 1890	
111	McMillen, John.	B	17th Vt.	Aug. 19, 1890	Re-admitted.
112	Cary, John.	K	16th Vt.	Aug. 25, 1890	

DEATHS AT VERMONT SOLDIERS' HOME TO AUGUST 1ST, 1890.

NUMBER.	NAME.	COMPANY.	REGIMENT.	DATE.	RECORD.
1	Davis, Joseph R.	E	16th Vt.	Dec. 27, 1887	Buried at Hartland.
2	Norton, Calvin L.	F	6th Vt.	Feb. 21, 1888	Buried at Hinesburgh.
3	Farwell, Philo B.	E	5th Vt.	July 31, 1888	Buried at Dorset.
4	Harten, James	I	3d Vt.	Aug. 3, 1888	Home Cemetery No. 1.
5	Dillon, Wm	E	15th Vt.	Aug. 13, 1888	Home Cemetery No. 2.
6	Kusic, Richard	A	8th Vt.	J'ne 28, 1889	Buried at Wolcott.
7	Miner, Asahel	I	9th Vt.	Aug. 17, 1889	Home Cemetery No. 3.
8	Bishop, Jeremiah	D	3d Vt.	Nov. 2, 1889	Buried at Island Pond.
9	Dimick, Geo. B.	B and I	1st Vt. 12th Vt.	Nov. 13, 1889	Home Cemetery No. 4.
10	Turner, E. C.	B	3d Vt.	Nov. 30, 1889	Buried at E. Randolph.
11	Beeman, Lewis	I	6th Vt.	J'ne 24, 1890	Buried at Milton.

The disbursements for the year ending June 30, 1890, made according to the form furnished us by the United States and which we are compelled to conform to, are as follows: In order to an understanding of this method it must be borne in mind that the various classes are made as follows:

“Current Expenses” include superintendent's salary, printing, telegraph and telephone messages, books, stationery, postage, advertising and legal advice.

“Subsistence” includes all sums paid for food, their freight, preparation and serving, dining room and kitchen utensils, bakers' and butchers' tools, and salaries of cooks, waiters and helpers.

“Clothing” includes all sums expended for clothing and for all material, tools and machines for repairs thereof and for repairs.

“Household” includes all sums paid for furniture and for repairs thereof used in the Home, except what is used in subsistence and hospital departments, also for fuel and lights, also the salaries of the engineer, laundry woman and their assistants.

“Hospital” includes all sums paid matron, surgeon, druggist, nurses, cooks and waiters for hospital, funeral expenses and medicine, and other expenses of the sick.

STATEMENT OF EXPENDITURES, AUG. 1, 1889, TO JULY 1, 1890.

Current expenses	\$1,100 08
Subsistence	5,066 68
Clothing	962 52
Household	2,239 55

Hospital.....	\$ 1,900 71
Expense of farm, including help.....	1,058 51
Expenses trustees.....	217 61
Total.....	<u>\$12,545 66</u>

The average expense per man based on total expenses of the Home, including all salaries and expenses other than the last two items above named, were :

For the quarter ending Sept. 30, 1889.....	\$67 41
“ “ “ Dec. 31, 1889.....	59 70
“ “ “ March 31, 1890.....	55 11
“ “ “ June 30, 1890.....	48 93

Which shows a gradual decrease in cost.

The average cost of a ration per man (prepared and on the table) was for the 1st quarter, 10 cents ; 2d quarter, 9½ cents ; 3d quarter, 11 cents ; 4th quarter, 8 cents.

The greater portion of the products raised upon the farm have been used up and consumed in the Home, yet we have realized from the sale of products during the year past the sum of four hundred and thirteen dollars and ninety-two cents.

Previous to July 1, 1889, we had arranged our headings of expenses in different form from that which we were then compelled by the U. S. government to adopt, and we therefore refer you to our Treasurer's reports hereto attached for a statement of all moneys expended by us since our last report up to Aug. 1, 1889.

Of the appropriation of \$25,000 made by the Legislature of 1888 for the years 1889 and 1890, about \$6,000 has been used for the payment of the debt contracted in erection of the wing; and of the balance, after payment of all bills accrued to July 1, 1890, we had to our credit in the National Bank of Montpelier \$7,842.57, drawing 4 per cent. interest. There was also due from the U. S. government \$1,450. From this surplus will be deducted the bills for the six months ending January 1, 1891, and we hope a balance will still remain to be used toward the erection of a hospital.

Since the organization of the Home we have received as cash gifts, in addition to the State appropriations, the following:

From J. T. Deavitt, Montpelier, Vt.....	\$100 00
“ Vermont Farm Machine Co.....	20 00
“ Woman's Relief Corps, Bellows Falls.....	20 00
“ “ “ “ Montpelier.....	15 00
“ “ “ “ Bennington.....	10 00
“ “ “ “ Brattleboro.....	10 00
“ “ “ “ Windsor.....	10 00
“ “ “ “ Bradford.....	10 00
“ “ “ “ Tunbridge.....	5 00
“ “ “ “ Ludlow.....	5 00

From Woman's Relief Corps, Waterbury Centre.....	\$ 5 00
“ “ “ “ Weston.....	5 00
“ “ “ “ Hinesburgh.....	5 00
“ “ “ “ Dorset.....	5 00
“ “ “ “ Manchester.....	5 00
“ “ “ “ Wells River.....	5 00
“ Custer Post, G. A. R., Bennington.....	20 00
“ R. B. Crandall Post, G. A. R., Barre.....	10 00
“ E. Dillingham Post, G. A. R., Waterbury.....	11 00
“ Sheridan Post, G. A. R., Weston.....	5 00
“ A. A. Keller Post, G. A. R., Hyde Park.....	5 00
“ Wm. C. Tracy W. R. C., Windsor.....	53 00
“ Brooks Post, W. R. C., Montpelier.....	53 00
“ Roberts Post, G. A. R., Rutland.....	53 00
“ Hurlburt W. R. C., St. Albans.....	53 00
“ Custer W. R. C., Bennington.....	53 00
“ Custer Post, G. A. R., Bennington.....	53 00
“ Wm. Wells S. of V., Burlington.....	53 00
“ Washburn W. R. C. Bradford.....	53 00
“ Henry G. A. R. and W. R. C. Chester.....	53 00
“ Sedgwick G. A. R. and W. R. C., Brattleboro.....	53 00
“ Tyler S. of V., Brattleboro.....	53 00
“ Stannard Post G. A. R., Burlington.....	53 00
“ Willard Post, G. A. R., Troy, N. Y.....	53 00
“ Wm. E. Hawkes, Esq., Bennington.....	53 00
“ Chamberlin Post, G. A. R., and W. R. C., St. Johnsbury.....	53 00
“ Erastus Buck Post, G. A. R., Island Pond.....	53 00

All of the above sixteen, beside their cash contribution for purchase of furniture for a room, also furnished the rooms with rugs, pictures, and other useful articles.

The encampment of the Sons of Veterans, Department of Vermont, have paid in \$112, and voted \$250 towards the furnishing of a new hospital when built.

Asahel Miner, an inmate of the Home, died Aug. 17, 1889, and by will bequeathed a fund of \$170 to be placed in the hands of Mrs. Coffey and expended for the benefit of the Home. This sum has been partially expended in new furniture, etc., for the library.

Col. J. J. Estey of Brattleboro has presented the Home with a series of war sketches, forty in number.

Gen. Wm. Wells of Burlington, a large flag, 20x11 feet.

Capt. R. O. Gove of Bennington, a flag staff 90 feet high.

Robert Drysdale, Esq., of Bennington, an oil painting of Bennington battle monument.

Mrs. C. D. Gibson of Bennington, a valuable book-case and books, and various other books and magazines.

The following Woman's Relief Corps have from time to time contributed useful and ornamental articles:

"Geo. P. Foster," Wolcott.	"Howard," Lunenburg.
"Watson," Chelsea.	"W. J. Fuller," Dorset.
"Geo. Quimby," Barton.	"Jesse Jewett," Swanton.
"Morrill," Cabot.	"Cummings," Hinesburgh.
"Burchard," Townshend.	"Skinner," Manchester.
"D. Rattery," West Burke.	"Whitney," Tunbridge.
"Geo. C. Randall," Woodstock.	"I. L. Clarke," Grafton.
"U. S. Grant," W. Randolph.	"Col. Preston," Wells River.
"E. B. Frost," Wells.	"E. H. Stoughton," B. Falls.
"E. Dillingham," Waterbury.	"Jarvis," Springfield.
"Baxter," Newport.	"Woodbury," West Concord.
"Johnson," Northfield.	"Sheridan," Weston.

The following newspapers have by their publishers been contributed to the Home free:

DAILY.

Boston Journal, Rutland Herald, Burlington Free Press, Boston Record.

WEEKLY.

Watchman and Journal, Montpelier; Argus and Patriot, Montpelier; Messenger, St. Albans; Independent, Burlington; Opinion, Bradford; Journal, Manchester; Express and Standard, Newport; News, Barre; Journal, Windsor; Banner, Bennington; Reformer, Bennington; Tribune, Ludlow.

The trustees were very fortunate in securing the services of Maj. R. J. Coffey and his wife, Mrs. D. Coffey, as superintendent and matron. They have proved themselves invaluable in their respective positions and have made the Home a "home" in truth and fact to the inmates. We cannot too highly commend their care, thoughtfulness, kindness and tact in the discharge of the duties placed upon them. Thus far they have not only faithfully discharged all the duties rightfully charged upon them but many others. The inmates of the Home have not been required to labor upon the farm, but very many of them have volunteered so to do. The question of whether they ought to receive compensation for such labor has been considerably discussed among us and the practices of other States examined. The current of experience as given to us is that it would not be wise to pay such compensation, and that the result of such payment would have a tendency to lower the standard of propriety and decorum thus far very easily sustained in our institution.

The buildings are now in excellent condition and will remain so for several years. The farm has also much improved under the

management of Major Coffey, who has in this direction as in others proved himself the right man for the place.

INVOICE OF STOCK AND PRODUCE, VERMONT SOLDIERS' HOME,
SEPT. 8, 1890.

110 tons of hay,	3 tons of straw,
75 bushels oats,	500 bushels potatoes,
200 bushels turnips,	75 bushels onions,
25 bushels beats,	800 cabbages,
1 ton squashes,	2 horses,
10 cows,	1 pair three-year-old steers,
1 yearling bull,	3 sheep,
2 sows,	8 shoats,
100 hens and chickens,	1 farm wagon,
1 wagon, two seat,	1 dump cart,
1 sleigh, two seat,	1 express sleigh,
1 mowing machine,	1 tedder,
1 springtooth harrow,	1 cultivator,
3 plows,	1 seed sower,
1 horse rake,	1 scraper,
	1 marker.

In conclusion we would say that the question of the necessity and benefit of this institution no longer remains an open one, and for several years yet to come is likely rather to increase than diminish. Contrary to our expectation the passage of the Dependent Pension act will have little or no effect in the diminution of our numbers; these men are old, and invalids, nearly all of them, without anyone to assist or aid them when away from the Home. The highest pension, \$12 per month, receivable under the dependent pension act, will not adequately find a dwelling place, food, raiment and care in sickness for such men; but as their pensions are turned into the Home fund it may somewhat diminish the cost to the State of their support (we have now several on our rolls who draw pensions to the amount of \$10 per month). We have at present on our roll 67 men; as the winter approaches the number will be increased, and for a few years more by reason of increasing age and infirmity the full capacity of the Home will be required. Calculating on the basis of a cost per year of \$200 per man (\$100 of which the U. S. Government pays under the Manderson law), we ask of you an appropriation for the maintenance of the Home of \$100 a year on the basis of 100 men, or the sum of \$20,000 for the two years next ensuing, assuring you, as we confidently may by our past record, that none of such appropriation will be wasted and so much of it as shall not be required will be left untouched in the treasury. As touching upon the matter of the conduct of the Home, its needs and its economy of management, we append the report of General Averill, Inspector of National Homes, a man who is careful not to bestow commendation unless he believes it deserved.

The trustees of the Home, nominated by no act of their own, have sought to discharge their trust faithfully and economically. Our service has been a free-will offering, having never received any compensation or desiring any, though since the first year we have received our actual cash expenses in attendance at meetings of the board. Our present system of accounting seems to us to guard quite effectually against any fraudulent disposition of, or careless waste of any funds entrusted to our keeping. All bills are audited monthly, and no bill can be paid until first certified to be correct by the superintendent, and approved by at least one member each of the finance committee and board of auditors. The original bills so approved are sent to the treasurer and by him paid; while a certified duplicate of each bill is kept on file at the Home for the information of any and all who may desire to inquire; as is also a book giving each month's expenditures by itself and the character of each bill. The membership of our board, large like that of Massachusetts, was undoubtedly conceived in the idea of bringing the institution nearer to the people, and affording (without expense) information more readily accessible to all interested. The very generous gifts and remembrances we have had from the G. A. R. Posts, Women's Relief Corps, and others, testify that not only do the old comrades, their wives and daughters appreciate the benefits of the Home under such administration, but that other patriotic citizens are equally mindful of its work. We feel that to you we can confidently appeal for generous support.

HUGH HENRY, *President.*

C. C. KINSMAN, *Secretary.*

We beg leave to copy the report of Gen. Wm. W. Averill, inspector of National Military Homes and Soldiers' Homes in States:

BENNINGTON, June 16, 1888.

There has been a steady improvement with marked results in this Home since my last inspection, but the great and urgent need, a hospital, has not been built. Its construction was to be considered at the next meeting of the Board of Trustees. A one-story pavilion for 20 beds and a service room would be sufficient. No legislature has met since last inspection, and therefore there has been no change in appropriations.

The economy here is very rigid. There is apparently no waste whatever. The clothing of the members is mended by using up older clothing. Each man has two suits. The dormitories are rooms holding generally two members, and are comfortably, and even elegantly furnished. The large and well managed farm adds many comforts to this Home, not the least of which is an opportunity for the members to work.

The average age of forty-four members was fifty-nine years and eleven months, and average age of those who had died sixty-six

years. There were no insane, but two partially demented. The cost of medical supplies per annum, \$400. Record and account books in use were complete. The advanced age of the members of this Home should admonish its management of the imperative necessity for a hospital. The presence of the sick in the same building with the well is a discomfort to both and interferes with their welfare seriously. It may at any time become a serious menace to the health of all the members.

A laundry is also needed, and with the unequaled water-power furnished in the supply of the Home, it should be easily and economically established.

TREASURER'S REPORT TO AUGUST 1, 1889.

C.

1888.

Aug.	1	Cash on hand.....	\$5,270 26
	4	Received of A. B. Valentine, trustee, as follows.....	
		Noble Andrus, pension.....	18 00
		Samuel Merrill, pension.....	12 00
		Isaac Porter, pension.....	6 00
		Geo. E. Wood, pension.....	9 00
		Mr. Stockwell, for pig.....	3 50
		Mr. Sanders, for calf.....	1 00
		C. C. Thompson & Co., for hog.....	13 75
		Houghton & Son, pasturing.....	12 00
	6	Received of bank, interest for July.....	17 57
Oct.	5	Received of bank, interest for August and September.....	22 45
Nov.	21	Received of W. H. DuBois, State treasurer.....	5,000 00
1889.			
Jan.	1	Received of A. B. Valentine, trustee, as follows:	
		Samuel Merrill, pension.....	36 00
		Noble Andrus, pension.....	24 00
		Isaac Porter, pension.....	12 00
		Mark Donaldson, pension.....	12 00
		Geo. E. Wood, pension.....	18 00
		Henry Sprague, pension.....	24 60
		Daniel Wood, pension.....	24 00
		Geo. E. Dimick, pension.....	12 00
		L. D. Hamlin, for potatoes.....	2 00
		Dwight Rugg, cot and mattress.....	3 50
		E. D. Hall, tobacco.....	1 00
		C. C. Thompson & Co., for pork.....	79 72
		J. Pearson, Pasturing.....	10 00
Jan.	14	Received of W. H. DuBois, State treasurer.....	5,000 00

1888.			
Feb.	8	Received of A. B. Valentine, trustee, from the sale of pork.....	28 40
	9	Received of W. H. DuBois, State treasurer.....	5,000 00
		Received of bank for interest.....	2 93
March	15	Received of A. B. Valentine, trustee, as follows:	
		From sale of old lead.....	1 96
		From sale of cream.....	1 20
		Geo. E. Dimick, pension.....	12 00
		Isaac Porter, pension.....	6 00
		Noble Andrus, pension.....	12 00
		Mark Donaldson, pension.....	6 00
		Joseph Parker, pension.....	18 00
		Geo. E. Chase, pension.....	24 00
		Samuel Merrill, pension.....	18 00
		Geo. H. Smith, pension.....	6 00
		Geo. E. Wood, pension.....	9 00
	28	Received of bank for interest.....	4 12
May	15	Received of W. H. DuBois, State treasurer.....	5,000 00
	23	Received of bank for interest.....	7 84
June	14	Received of bank for interest.....	4 14
		Received of A. B. Valentine, trustee, from sale of pigs.....	79 00
		Geo. E. Wood, pension.....	9 00
		Luther Grover, pension.....	24 00
		Mark Donaldson, pension.....	6 00
		Geo. H. Smith, pension.....	6 00
		Ira Carey, pension.....	12 00
		Samuel Merrill, pension.....	18 00
		Geo. E. Dimick, pension.....	12 00
	29	Received of bank for interest.....	4 11
July	27	Received of bank for interest.....	4 87
		Received of A. B. Valentine, trustee, cash contributions as follows:	
1889.			
Jan.	1	W. C. Tracy W. R. Corps, Windsor, Vt....	53 00
		Brooks W. R. Corps, Montpelier.....	53 00
		Hurlburt W. R. Corps, St. Albans, Vt.....	53 00
		Washburn W. R. Corps, Bradford, Vt.....	53 00
		Custer Post, G. A. R., Bennington.....	23 00
		Wm. E. Hawks, Bennington.....	53 00
Feb.	7	Post Roberts, G. A. R., Rutland.....	100 00
		Gen. Wm. Wells Camp, S. of V., Burlington.....	53 00
		Henry Post, G. A. R., and Henry W. R. C., Chester.....	53 00
		Dept. of Vt. G. A. R.....	20 00
March	15	Gift from G. A. R. comrades of Troy, N. Y.....	53 00

1888.						
June	14	Custer W. R. C., Bennington.....*	53	00		
		Sedgwick W. R. C., Brattleboro.....	25	00		
		Chamberlin W. R. C., St. Johnsbury.....	53	00		
		Tyler Camp, Sons of V., Brattleboro.....	53	00		
		H. H. Vaughan Post, G. A. R., Dorset.....	10	00		
• Dr.						\$26,741 82
1888.						
Aug.	6	Sent draft to A. B. Valentine, trustee, for finance committee.....	\$2,000	00		
Sept.	12	To pd. Hugh Henry, Tr., bill for expenses..	12	70		
Oct.	5	Sent draft to A. B. Valentine, trustee, for finance committee.....	3,000	00		
	5	To paid J. C. Stearns, Tr., bill for expenses	20	36		
	19	“ “ Frank Kenfield, Tr., bill for ex- penses.....	22	85		
Nov.	21	Sent draft to A. B. Valentine for finance committee.....	5,000	00		
1889.						
Jan.	14	“ “ “ “ “	5,000	00		
Feb.	20	“ “ “ “ “	5,000	00		
	20	To paid A. S. Tracy, Tr., bill for expenses..	6	15		
Mar.	28	“ “ P. P. Pitkin, Treas., on account of salary.....	75	00		
May	23	Sent draft to A. B. Valentine for finance committee.....	5,000	00		
June	22	To paid A. S. Tracy, bill for expenses.....	14	90		
July	31	“ P. P. Pitkin, Treas., balance of salary.....	75	00		
		Cash in First National Bank, Montpelier...	1,514	86		
						\$26,741 82

TREASURER'S ACCOUNT FROM AUG. 1, 1889, TO JULY 1, 1890.

Cr.					
1889.					
Aug.	1	Cash on hand—General account.....	\$649	66	
		“ from contributions.....	865	20	
Oct.	7	Rec'd of A. B. Valentine, Tr., cash as follows:			
		For pensions.....	63	00	
		From Tyler Camp, S. of V., Brattleboro..	53	00	
		Sedgwick W. R. C.....	28	00	
		Sale of hay, etc.....	18	26	
Dec.	3	Rec'd of E. Henry Powell, Auditor.....	5,000	00	
1890.					
Jan.	28	Rec'd of A. B. Valentine, Tr., as follows:			
		Pensions.....	111	00	
		From sale of hogs.....	179	04	
		Hay, pasturing, etc.....	34	72	

1889.			
Mar.	3	Rec'd of A. B. Valentine, finance committee, money refunded.....	\$ 1,031 26
Apr.	1	Rec'd of E. Henry Powell, Auditor.....	5,000 00
	17	Rec'd of State Treasurer, the amount due from U. S. Gov't to date.....	6,544 35
June	13	Rec'd of 1st Nat'l Bank of Montpelier, interest.....	33 08
	13	Rec'd of A. B. Valentine, finance committee, as follows:	
		Pensions.....	252 00
		From sale of pigs, hay, etc.....	181 90
July	1	Rec'd interest of bank.....	29 17
			\$20,073 64

ADDENDA.

A slight delay in the issuance of the foregoing report enables us to give you a statement of our expenses, etc., for the quarter ending Sept. 30, 1890, and bring our financial condition up to the beginning of the session to your consideration. As before stated we had as practically available funds July 1:

Cash in bank.....	\$7,843 47
Due from U. S. Government.....	1,450 00
	\$9,293 47

Our expenses have been as follows:

July bills.....	\$1,024 61
August bills.....	975 74
September bills.....	1,408 08
Total for quarter.....	\$3,408 43

Our present heating apparatus is inadequate in very cold weather and we have contracted for the immediate placing of a 35 horse-power horizontal boiler in the basement, which, when in position, will not only heat the buildings but also the hospital when one is erected. For this complete, and some new piping and radiators we pay.....

750 00

which added to expenses above makes.....

\$4,158 43

Leaving a balance of \$5,135.14 to meet bills of October, November and December, which on account of purchases of clothing, fuel, etc., we anticipate may reach \$3,600, and the balance we ask to use toward the erection of a hospital. Since the report was written the Sons of Veterans have paid Mrs. Coffey \$128 more toward fund for furnishing hospital when built, making \$250 in all, which is deposited in bank.

We have moved the small farm house in line with other buildings and placed under it a vegetable cellar and filled it so that it will enable us to domicile some of the employes and give more room in Home proper for inmates. We have also added permanent improvements to the laundry. These items much increased our expenses of the quarter, yet we are glad to advise you that the expense per capita (including expense of these repairs) for the quarter has been only \$46.42½, and the expense of ration reached the remarkably low figure of 7 3-5 cents.

HUGH HENRY, President.

Bennington, Vt., Oct. 6, 1890.

APPENDIX F.

To His Excellency, Carroll S. Page, Governor:

The undersigned, Fish Commissioners of the State of Vermont, respectfully submit their report for the biennial term ending December 1st, 1890.

It affords the Commissioners great pleasure to be able to state the growth of a general understanding by the people of the State of the real and beneficent purpose and meaning of the laws for the protection of fish and game, and of the approval and popularity of these laws which cannot fail to accompany such understanding, has measurably continued and increased during the past two years. It may be truthfully said that there has never been since the enactment of the protection statutes such a general approval of and acquiescence in their provision as at the present time. This is practically illustrated by the fact that while there were several arrests for the violation of the fish laws in the year 1889, resulting in the conviction of the offenders and their punishment according to law, very little complaint has been made and very few cases reported of violations of the law in the year 1890, although the marked and general increase in the fish supply has afforded increased temptations. The provisions of the protective laws are now very generally understood, the laws are recognized facts, and the good results from their enforcement are so manifest that many of the most pronounced opponents of the statutes in their earlier days have become their staunch friends and supporters.

The Commissioners feel that they only voice the general knowledge of the people of the State in saying that the good results of the protective laws and of their efforts under them have been more marked in the past two years than ever before. Not only has the protection of fish in Lake Champlain and its tributaries caused a very material increase in these waters, but what has been done towards stocking the inland waters (a report of which in detail is appended) with trout and other valuable food and game fish, has also borne good fruit. From all sections come reports of better fishing this season than for many years, and of the increasing number of visitors from outside the State, who find their chief attraction in the "gentle sport" of the rod and line. This increase will continue if the conditions upon which it depends are maintained; and its importance to the material interests of the people and prosperity of the State can hardly be overestimated. The amount of money annually distributed among the people of our sister state,

New Hampshire, by summer visitors is enormous, and why should not Vermont reap as rich a harvest? Not only do summer guests distribute large amounts of money, but in many instances persons of wealth and most desirable qualities, are induced to purchase property, build summer or permanent residences, and become citizens of the State.

Our almost unrivalled scenery, pure air, unexcelled waters, immunity from malarial conditions, and our beautiful lakes and streams, with their natural adaptation to the sport so dear to many, are not only the pride and joy of the native Green Mountain Boy, but mines of material wealth, if rightly appreciated. The Commissioners urge that no backward steps be taken; that the laws be maintained and enforced; that the stocking of the waters, which has been so successful thus far, be continued, and that every loyal citizen take a personal and patriotic interest in all that contributes to make Vermont what it should be, the Summer Garden of the East.

DISTRIBUTION OF FISH, SEASON 1889-90.

Trout.

Arlington	5,000	Manchester Center.....	10,000
Battenkill at Manchester...	15,000	No. Dorset.....	5,000
Brandon.....	5,000	Orwell.....	2,000
Bennington.....	5,000	Plainfield.....	3,000
Bolton.....	5,000	Proctor.....	3,000
Barre.....	8,000	Roxbury.....	5,000
Berlin.....	5,000	Richmond.....	5,000
Bellows Falls.....	5,000	Sudbury.....	1,000
Essex.....	5,000	Starksboro.....	3,000
E. Arlington.....	10,000	Southfield.....	5,000
Fair Haven.....	11,000	Vergennes.....	5,000
Fairfax.....	5,000	Wells River.....	15,000
Greensboro Pond.....	40,000	Woodbury.....	3,000
Hardwick.....	20,000	W. Hartford.....	5,000
Hinesburgh.....	5,000	W. Randolph.....	20,000
Hyde Park.....	3,000	Windsor.....	15,000
Hartford.....	3,000	W. Windsor.....	5,000
Huntington.....	3,000	Winooski.....	10,000
Jericho.....	5,000	Wallingford.....	5,000
Manchester.....	10,000	Woodstock.....	5,000
Marshfield.....	13,000		

Rutland, West Haven, Ira, Castleton, Pittsford, Mendon, Shrewsbury, and other towns in Rutland county, distributed mostly by the Rutland Fish and Game Club, and by the Commissioners, 95,000.

Lake Trout and Land-locked Salmon, distributed in all 200,000.
Black Bass distributed in Brandon, Fairfax, St. Johnsbury.

German Carp for 1889, distributed in Belvidere, Buck Hollow, Eden Mills, East Fairfield, Fairfield, Fletcher, Fairfax, Highgate, Mt. Holly, McIndoes Falls, North Underhill, Sheldon, Shoreham, Vergennes, and many towns in Rutland county.

In addition to the above 375,000 Lake Trout eggs and 25,000 California Trout eggs were obtained from the United States Commission. These the Commissioners intended to put into the larger

lakes, ponds and streams, but unfortunately the eggs either got chilled while in transit from the United States Hatchery at Northville, Mich., or were injured in some other unaccountable manner so that a very small per cent. hatched.

There is no doubt but this variety of fish can be hatched and raised successfully in this climate, as has been demonstrated in the lakes of the Adirondacks. And it is the desire and intention of the commissioners to obtain from the United States commission the coming season 500,000 more of these eggs as they feel confident of being successful with them. Our reports from Lake Champlain and the larger waters of the State are most encouraging, as also from the smaller streams, lakes and ponds. Our fish are constantly increasing, both in number and size, especially trout, and the dora, or wall-eyed pike. Land-locked salmon have been found and taken at many of the different points in Lake Champlain this season. These came from Dream Lake in Fairfield, where they were planted by one of the present commissioners a few years since.

Many have been taken also in Dream Lake, which is a beautiful body of water and well adapted to fish propagation. Our reports from the trout fry planted in various sections are also good.

Many hundreds of thousands of these have been distributed by the commissioners, on both sides of the mountain, and they are growing and increasing rapidly. There is a perceptible, and as the laws become more familiar and their effects more manifest, will be a very decided increase in the personal interest felt by farmers in the propagation and increase of the fish supply in waters owned by them, or in which their location is such as to invite interest.

SUPPLYING FISH.

The commissioners will be happy to furnish to such extent as they are able, fry from the best sources to parties desiring to stock waters with fish of any kind, upon condition that ponds or streams thus stocked at the expense of the State, shall be protected by posting for the length of time provided in section 3870 of the Revised Laws.

The commissioners strongly recommend the yellow perch to all persons interested in stocking of waters with a variety of fish. They are not only a delicious pan fish, but, propagating very rapidly, they are more valuable probably than any other as a food supply for the larger fish.

All applications from residents on the east side of the mountain should be addressed to F. H. Atherton, Waterbury, and from the west side applicants to Herbert Brainerd, St. Albans. All such applications should be signed or endorsed by one or more of the selectmen of the town, as a guarantee of good faith; and we would recommend that all such applications for fish of any kind, should be sent in before January 1st, in order to enable the commissioners to arrange for the proper supply.

TRANSPORTING AND PLANTING OF YOUNG FISH.

For the benefit and instruction of those who are interested in the propagation of fish, we insert the following valuable instructions, which are from the pen of Elliott B. Hodge, Esq., State Superintendent of Fisheries and Commissioner of Plymouth, N. H.:

While on the cars keep the well aerated and as near the temperature of the water in hatchery as possible; never let the temperature go above 50°. Use a dipper or air pump as often as three or four times an hour. Do not place ice in the water unless absolutely necessary and then it should be cut very fine; cut the ice fine in the covers if it does not melt fast enough.

Parties receiving young fish should be notified, so that they can have team ready on arrival of train and start immediately for place of deposit. Should a delay of over fifteen minutes occur aerate the water by dipping or with an air pump. If the distance is not more than four or five miles the ice should all be removed from the covers of the cans before starting. Should there be more than six or eight degrees difference between the water in the cans and that in the stream or lake it should be gradually brought to the same temperature by adding the water from the stream or lake a little at a time. If the young fry are brook trout or land-locked salmon the plant should be made near the head of the stream. Never place them in brooks that dry up in summer. Little spring brooks that empty into the large ones are good places to plant young trout; place only a few in one spot and they should be scattered as long a distance as possible. After the water in the cans has been brought to the proper temperature part of it can be removed so that the can can be carried easily. Add fresh water every time a dipper full of fish are taken out.

Lake trout should be planted in lakes that are adapted to them, by reason of a proper depth of water and suitable food; select rocky shoals such as are used by them for spawning beds.

To transport young fry requires constant care and watchfulness on the part of the person having them in charge. If, through neglect or want of attention, they become sick it is almost impossible to bring them up again, and, even if they live to be placed in the waters for which they were intended, a much greater loss will occur after planting than would have taken place had they been kept in a healthy condition during the journey.

Land-locked salmon should always be planted in the largest stream flowing into the lake or pond, and if the stream is of sufficient size they will always return there when large enough to spawn. Avoid placing the young fry in pools where there are shiners, as they naturally become weak during their journey and fall an easy prey to anything large enough to devour them.

FISH AND GAME PROTECTIVE SOCIETIES.

The Commissioners recommend as one of the most efficient instrumentalities for the accomplishment of the objects contemplated by our laws, the organization of local clubs or societies, for the protection of fish and game. Let all who are interested (and every citizen should be) in true sport, and in the preservation of our forest and stream life, take steps for the organization of such clubs, which may also be made the means of much social enjoyment and healthful and legitimate sport. There are now several societies of this kind in the State, and the assistance rendered by them to the commissioners has been most valuable and highly appreciated; and the good work they have done is deserving of all praise and emulation.

STATE FISH HATCHERY.

After careful consideration and examination of the subject in all its bearings, the commissioners deem it their duty to recommend, strongly, the establishment of a State fish hatchery. They believe this recommendation to be in the interest of true economy, and that the results of its adoption would be most satisfactory.

The people throughout the State are coming to realize that there is an actual, tangible and considerable profit, to be derived from trout ponds and streams—a profit in many instances exceeding that which could be realized from the cultivation of a corresponding acreage of the most fertile land. As a consequence the commissioners have not been able, with the means at their command, to meet the call made upon them for speckled and lake trout, and land-locked salmon during the past two years; and the demand is steadily increasing. The cost of eggs and expenses incurred for hatching and distributing the fry of these fish alone in the last two years, without considering many incidental expenses connected with it, has been nearly two thousand dollars, or about one-half the entire appropriation, while, as above stated, the supply has not been equal to the demand. To purchase the eggs and defray the cost of hatching and necessary care, as it has to be done at present, on a basis of *retail prices*, is unduly expensive. A hatchery adapted to all requirements would cost not more than from twelve to sixteen hundred dollars—a competent man to manage and care for it could be secured at from four to six hundred dollars per year,—and such an establishment would produce, according to the best information we have been able to obtain, *a thousand times* more stock than one thousand dollars per year will obtain expended as it now has to be. This output would so replenish and supply our ponds and streams that they would soon be fairly teeming with “speckled beauties” to the great advantage not only of Vermont palates but Vermont pockets as well. Besides this, there would be a large supply of fry which would find ready sale at good prices and should bring in a very considerable revenue. Many of the other

states have institutions of this kind, and are fully satisfied of the actual profit realized from them. When this subject is duly considered and investigated, taking into account the direct revenue to be derived from well stocked trout ponds and streams, the advantage to the people of the State from an increase in the number of summer visitors and the money which will be distributed by them, finding its way through all the different channels of trade and business,—for it is beyond question that no greater attraction can be offered the average summer tourist than the reasonable certainty of a handsome string of the finest fish in the world as the reward for his day's sport,—and the profit to be derived from the propagation of fry for market, the conclusion is unavoidable that the establishment of a state hatchery in Vermont would be a measure of wise economy and a source of profit to the State.

New Hampshire annually appropriates many thousands of dollars for her fish interests and finds the investment a most satisfactory one. The commissioners trust this matter will receive the careful attention it deserves, and that some action may be taken upon the subject by the General Assembly.

RECOMMENDATIONS AS TO THE LAWS.

The commissioners respectfully recommend that section 3872 of the Revised Laws be so amended as to make the open season for trout, lake trout and land-locked salmon from May 1st to September 1st, instead of from April 1st to August 1st, as at present. The law as it now stands is seriously objectionable, and works detrimentally.

In April the ice is not out of the ponds and large streams in ordinary seasons. If holes are cut through the ice the fish naturally collect around them for sunlight and fresh air, and as they are very hungry after a long winter's fast (for food supply in winter is so scanty that it amounts to almost that for trout) the poor half-starved fish are an easy prey, and may be taken by thousands, until in two or three seasons a well-stocked pond or stream will be almost entirely depleted. In April, too, the trout are not in condition, or properly fit for eating; while the closing of the season at the beginning of August, which is one of the best months if not the best for fly fishing in most of our waters, debar many of our own and visiting anglers from the pleasure of this choicest of out-door recreations and that unnecessarily and without compensating benefit of any kind. August has come to be the best month of the season for summer visitors, and to make it a "close" trout season seriously interferes with their plans and pleasures, and tends to drive them to other states where the laws are more accommodating, to the manifest detriment of our landlords, farmers, merchants and others, who derive a benefit directly or indirectly from their patronage.

The commissioners earnestly protest against the repeal of the

present law limiting the size of trout to be caught to six inches. The effect of that law has been most excellent, and already the size, quality and quantity of trout taken where it has been observed and enforced afford the strongest testimony in its favor. It is practical, sensible and right. No change should be made in it, in the opinion of the commissioners, unless to make it more effective.

We recommend that section 3890 of the Revised Laws (for the protection of deer) be amended by extending its provisions to November 1st, 1895. Deer are increasing in the State, and protection for a few years longer will supply our forests and mountains, as well as are those of the Adirondack region.

ENGLISH SPARROWS.

By request, the following, from our last report, is reprinted: "Although not strictly in the line of their official duty, the Commissioners have been requested from several sources to make some reference in their report to the English Sparrows. These voracious birds are becoming in many parts of the State a pest so serious and so menacing to agricultural interests that the subject would seem to demand attention from the law-making power. Dense flocks of these birds have been seen by the Commissioners in the act of destroying fields of grain, and from the reports we have received it is evident that a very large amount of property is destroyed by them each year, while their number is constantly increasing. They drive away the song and insect-eating birds, and it is more than suspected that they are indirectly responsible for the plague of apple-tree worms, by exterminating the birds which destroy these worms and the millers that lay the eggs from which they come. It would seem highly proper that some legislation should be undertaken against these pests."

The Commissioners again express their grateful appreciation to the press of the State generally, for all courtesies, aids and encouragements received, and to all persons who have lent their assistance and support, official or personal, in the enforcement of the Protective Laws.

In an appendix will be found lists of the lakes, ponds and streams in Vermont, with such information concerning them as we have been able to collect. Any corrections or additions will be gratefully received. We also append a list of Fish Commissioners in other states, territories and provinces, and a summary of the Game and Fish Laws of Vermont now in force.

Respectfully submitted,

HERBERT BRAINERD,

F. H. ATHERTON.

APPENDIX G.

To the House of Representatives:

The Committee on Elections, to whom was referred the remonstrance of E. L. Smith, Charles A. Smith, George Lamson, L. J. Bolster, A. M. Jackman, Frank McWhorter, John Park, Alexander Murray and J. Henry Jackson, protesting against James M. Perry, the returned member from the town of Barre, occupying and retaining his seat in this House as a legally elected representative from said town, respectfully report that they have listened to the reading of considerable testimony, and to the arguments of able counsel on both sides, and have carefully considered the same, and, as far as we have been able, examined the cases and the law referred to by the counsel in their arguments, and the members of your committee whose names are hereto attached, beg leave to make the following report:

At the Freeman's Meeting, held in Barre on the 2d day of September, 1890, four ballots were had for town representative, the result of which was at each ballot declared by S. B. Bemis, the presiding officer, as follows:

On the first ballot the whole number of votes cast.....	713
Of which E. L. Smith had.....	340
James M. Perry had.....	339
Mr. Lamson had.....	18
Scattering.....	16
	713
On the second ballot the whole number of votes cast..	765
Of which E. L. Smith had.....	378
James M. Perry had.....	372
Scattering.....	15
	765
On the third ballot the whole number of votes cast...	770
Of which E. L. Smith had.....	385
James M. Perry had.....	368
Scattering.....	17
	770
On the fourth ballot the whole number of votes cast..	820
Of which James M. Perry had.....	419
E. L. Smith had.....	382
Scattering.....	9
	820

And James M. Perry, having received the majority of all the votes cast on the said forth ballot, was declared by the presiding officer duly elected, and afterwards issued to him his certificate of election.

That the contestant, E. L. Smith, on the 6th day of September had caused a notice, dated September 5th, 1890, to be served on the returned member, setting forth that he should contest his election for the following reasons: "that during the third ballot for said representative, at said election, one or more persons, voters at said election, cast more than one vote each for said J. M. Perry, or some candidate other than myself for such representative, and that if said persons had cast but one vote each during such ballot, I should have been elected as said representative, and I shall further claim the privilege of showing that persons voted contrary to law on said ballot and also on fourth ballot, and that there was irregularity in keeping the record of and counting the votes cast on the fourth ballot."

And the contestant produced evidence tending to show that one S. L. Gates, a legal voter of said Barre, inadvertently voted twice on the third ballot, supposing he was voting on the fourth ballot. There is no claim on either side that said Gates intended to vote wrongfully, but the contestant claims that he voted on the third ballot at the beginning of that ballot, then went away from the polling place for some time, and returning afterwards and supposing that the third ballot was ended with no choice, and that the fourth ballot was in progress, voted the second time on the third ballot—and claiming if said Gates had only voted once said Smith would have been elected on that ballot by one majority.

It appeared that when the balloting first commenced in the morning, the meeting was opened by Mr. Bemis, constable, and at first he took all the votes at one box, but soon after two other boxes or places for receiving votes were opened, which were presided over by other men; and the names on the check lists were divided up into sections, and the one over which Mr. Bemis presided was the central box, and the names from G to N voted at that box, and from A to F and from O to Z were placed on either side, respectively, with their respective sections of the check list.

We further find that there were during the balloting more or less changing of persons of the board of civil authority who presided over and took charge of the several ballot boxes, and also there were some changes of the persons of the board of civil authority who checked the names of the persons voting. The changes above indicated were mostly made during the progress of the first and third ballots, caused by the members of said board going to dinner and supper. If any such changes occurred during the progress of the second and fourth ballots they were only for a moment or two.

Considerable testimony was introduced on both sides as to the

time of day when the boxes were turned on the third ballot, on which ballot the contestant claims that the said S. L. Gates cast two votes for the returned member, as bearing upon the probability of his so doing.

The testimony upon the part of the returned member tended to show that the boxes were turned on the third ballot a few minutes after six o'clock p. m., while the testimony on the part of the contestant tended to show that the boxes were not turned on that ballot until twenty-five or thirty-five minutes past six o'clock, p. m.

The contestant also produced testimony tending to show that a Mr. Barber, who had charge of the check list at the center box or of the section from G to N, while one Nye was presiding at and taking votes at that box, and upon his taking a vote from said Gates and depositing the same in the box, became aware that said Gates had voted on that ballot before by finding his name checked, and that something was said about it between said Nye and Barber, and that at some time during that ballot some mention was made to Mr. Jackman and Mr. Tilden, members of the board of civil authority who then had charge of the voting at another box, and that some talk was had between them that in a certain event one vote should be thrown out. The testimony of the contestant further tended to show that it came to the knowledge of one Charles A. Smith, chairman of the Democratic town committee, who was present watching the voting and counting of the votes in the interest of the contestant, that said S. L. Gates had voted twice for the returned member on that third ballot, and that this knowledge came to him before the result of the third ballot was announced.

It appears that no action was taken at the time by the board of civil authority or by said Smith upon any knowledge or information which they may have received as to said Gates having cast more than one vote on the third ballot.

The votes were counted as found in the several ballot boxes, with the result as heretofore stated, and it was announced and declared by the presiding officer that no choice had been made, and the fourth ballot was proceeded with immediately, which resulted as heretofore stated, and the returned member was declared elected by a majority of eighteen.

It further appears that said Barber, Jackman and the said Charles A. Smith, who claim to have had their attention called to the fact that said Gates had cast two votes on the said third ballot, together with said Bemis, the presiding officer, voted for, and was interested in the election of the contestant, and still no action whatever was then taken by any of them upon the information and knowledge which they now claim they then possessed.

The testimony of said Gates was taken and used upon the part of the contestant, and he testifies that he voted three times for the returned member, and supposed that he voted on the second, third

and fourth ballots, and that he intended to so vote, and he now thinks he did so vote.

The original check list used at the polling box when said Gates' vote was taken on the third ballot, and which was put into the town clerk's office after said freeman's meeting and was marked contestant's exhibit, and put into the case, shows that his name was checked but once on that ballot.

We have particularly and fully considered all the testimony legitimately bearing upon this point and all the circumstances connected therewith, and under the rule as laid down in several cases heard and determined at previous sessions of the legislature as to the burden of proof upon the contestant, and as to the conclusiveness thereof, one of which may be found in House Journal of 1888, p. 586, therefore three of the committee are unable to find the fact that said S. L. Gates, or any other person, cast two votes for the returned member on the third, or any other ballot.

Your committee would further say that from examination of the check lists that were used upon that election there may have been more or less errors made in checking off the names, and that in the hurry and excitement votes may have been taken and the names not checked at all, and this may have occurred from the fact which appeared, that votes were taken on some, if not on all of the ballots, at the boxes where the section of the check list there used was not the section of the check list which had thereon the names of the persons so voting, as is required by section 78 of the Revised Laws. And errors may have occurred from the fact already mentioned, that there were more or less changes of the persons who had charge of the boxes and the check lists during some, if not all, of each balloting.

And it further appeared that by the method of checking of the names upon the check lists, it is impossible to tell, except in a very few instances whether a voter voted the entire state and county and town representative tickets, and if not the whole, what portion of said tickets he did cast.

However imperfect the marking of the check lists that were used at the box where the votes of said Gates were taken, the contestant had them put into the case on the taking of his testimony before the magistrate, and testimony was taken in regard to the way and manner said check lists were kept, and as to the marking then appearing thereon. And as before stated, the check list shows that said Gates voted but once on the third ballot, and we have considered that fact as tending to show that said Gates voted as thereon indicated and not otherwise. And our authority in so doing is the last clause of section sixty-nine of the Revised Laws which reads as follows: "The check list shall be filed in the town clerk's office 'after the meeting and the original, or a copy thereof, duly certified, 'shall be evidence in court that a person, whose name is checked, 'voted as indicated.'" And although there may have been errors

and mistakes made in keeping said check list during the several ballotings, still with that check list so marked, and as indicating that said Gates voted only once on the third ballot, together with Gates' own testimony that he intended to vote but once on that ballot and now thinks that he did vote but once, together with the conflicting evidence as to the time of day the voting closed on that ballot, and considering that the burden of proof rests upon the contestant, and that the proof should be conclusive and absolute in order to unseat a sitting member who has a legal certificate of his election, as was held in the case reported in the House Journal of 1888, page 586, a portion of your committee are unable to find the fact that said Gates voted more than once on the third ballot.

It further appeared to your committee that the contestant, in taking his testimony before the magistrate, took evidence only to that part of his case which related to the voting of said S. L. Gates on the third ballot, putting in the check lists as before mentioned. The returned member then commenced and took not only testimony tending to show that said Gates did not vote but once on said third ballot, but, against the objection of the contestant, produced evidence tending to show that Morris F. Hunt, H. F. Dickinson, John W. Gordon and John S. Hall, whose names were upon the check lists, and who voted on each ballot for the contestant, were legal voters.

And that one Bert Recor, who was allowed to vote, was an illegal voter, because his name was not put on the check list, nor was he sworn, as the law requires, till the morning of the day of election. And that the name of Horace Marvin was not put on the check list till the day of election.

It did not appear for whom Recor or Marvin voted.

After the above testimony of the returned member had been taken before the magistrate, the contestant proceeded to take, not only testimony in rebuttal, but, against the objection of the returned member, testimony of three witnesses by whom he offered to show to your committee were illegal voters and that they voted on said third ballot for the returned member, claiming that he had the right so to do, in rebuttal of the returned member's evidence.

Upon that question the majority of your committee hold in view of the contestant's notice to the returned member of what he claimed the privilege of showing, gave the returned member the right not only of rebutting the evidence of the contestant as to said Gates voting twice on the third ballot, but also, the right to show other illegal votes which may have been cast for the contestant; and that the contestant had the right to rebut the evidence produced on the part of the returned member, but that he had no right to introduce evidence of new cases of illegal voting in rebuttal; for if so allowed, we must, to have been consistent,

allowed the returned member to show new cases of illegal voting in rebuttal of the contestant's evidence. And so it might have gone on till the 770 voters who cast their votes on the third ballot had been used as witnesses. And as sustaining our views upon this question we refer to House Journal of 1874, page 693, House Journal 1868, page 389, and the usual rules of evidence.

In regard to Morris H. Hunt we find the following facts: that in the fall of 1889 he owned a house in Barre, in which he lived with his family, consisting of himself, wife and child. He owned a pair of horses which he used for team work. He had one daughter who was married and lived with her husband in Mexico, New York, and he had also another daughter who was of age and worked in Barre. He sold out his team and rented his house for one year, after having tried but failed to dispose of it, and taking his wife and child and all their clothing and most all of his furniture, such as a cooking stove, crockery, chairs, bed and bedding and moved to Mexico, New York, sometime the forepart of December, 1889, without filing in the town clerk's office a declaration of his intentions, and returned, himself, the first part of February, 1890, and his wife and child did not return till a month later. He did not return to the house from which he moved, but rented another. We find that he made an actual removal to the State of New York. We find that he voted at each ballot for the contestant, and that he had not resided in this State one year nor taken the oaths required by section 62 of the Revised Laws, since his return to the State. No. 60, Acts 1884, Sec. 1.

H. F. Dickinson was the next person claimed by the returned member to have been an illegal voter. He was a single man and had no family which he supported.

He sold out all the real estate which he owned in Barre, and went to New England City, Georgia, where he purchased real estate and lived there most of the time for three months, and although he left some things at Barre, he retained no home or boarding place, and paid no rent for a house or room while away. He filed no declaration in the town clerk's office of his intention to keep his residence in the town of Barre, as is required by No. 151 of the acts of 1888, the whole section of which reads as follows: "For the purposes of ascertaining the residence of a person claiming the right to vote at any freeman's meeting the town in which the family of a person resides, if he has one, shall be the place of his residence, or if he has no family which he supports, the town in which such person has actually spent his time during the three months next preceding such meeting, shall be deemed to be his residence; provided, however, that a person having a legal residence in any town may retain such residence by filing in the town clerk's office a declaration of his intention to retain such residence; such declaration to be filed at least three months before any freeman's meeting, or upon his departure if within three months from such meeting."

The counsel for the contestant claimed before your committee, that no part of the above act will apply to a person moving out of the State, but only applies to persons living in this State and moving from one town to another in the State; but we think that this act should be construed with and is supplemental to Chapter 5 of Revised Laws, entitled "Qualifications of Voters." And we are happy to believe that by the excellent act above cited a man can no longer hold a voting residence by a few old clothes, or by a few pieces of old furniture, or by some intangible intention, unknown and unseen, by any one, till the days of election come. We find that said Dickinson was not a legal voter and that he voted for the contestant.

Counsel further claimed that the testimony taken in behalf of the returned member as to the illegality of votes cast by the persons whose names appeared on the check list was improper, because their names there appearing their votes must be received and if received must be counted and considered as legal. The majority of your committee do not so believe.

A man's name may be retained upon the check list, and it may be put there wrongfully, and he may be allowed to vote if he demands it, but we believe it is an illegal vote all the same, and it should be enquired into, if it is questioned. House Journal of 1888, page 583.

The contestant further claimed that the witnesses who were summoned and whose testimony was taken before the magistrate on the part of the returned member, could not legally be made to testify for whom they voted, and therefore such evidence should not be considered by your committee. The majority of your committee believe that when testimony was taken tending to show that the witness was not entitled to vote, he had the right to know from the only person who could certainly tell how and for whom the witness voted. House Journal 1874, page 695. McCrary on elections, section 297.

The votes cast on said election by John W. Gordon are claimed by the returned member as illegal for the reason that said Gordon had previously lived in Massachusetts, having voted and perhaps paid taxes there, and that he had not taken the necessary oaths required by our statute. Said Gordon voted at every ballot for the contestant.

Your committee are not fully convinced as to Mr. Gordon's right to vote. There is no question but he lived out of the State with his family and returned to Barre in 1886, and lived in Montpelier in the winter and spring of 1887, returning to Barre in May of that year, and has lived there ever since.

The only question is whether he has taken the necessary oaths. He thinks he has, but is not very clear when or where it was, nor is he positive that he has taken all of the oaths. No record of any

such oath or oaths are to be found in the office of the town clerk, where a record of such oaths for the town of Barre are usually kept. He thinks that Mr. Barber, a justice of the peace, administered the oath or oaths to him, but there is no evidence from any person except himself that he had taken any portion of the necessary oaths since his return from the state of Massachusetts. We find from the evidence that at a town or village meeting held in Barre in 1887 or 8, the question came up whether he was a legal voter or not.

In 1888 his name was on the check list and he was not only allowed to vote in Barre at the freemen's meeting that year, but was also a candidate for town representative.

He testifies that he knew and understood that it was necessary for him to take the oaths required by the statute to become a legally qualified voter in this State, and so we give the contestant the benefit of any doubt in this case, and find that said Gordon was a legally qualified voter at the freemen's meeting September 2, 1890.

The vote of John S. Hall is objected to by the returned member.

It appears from the testimony that his father was a citizen of New Hampshire and moved from there to Canada. The said John S. Hall was born at Maple Grove, Province of Quebec, Canada, and lived in Canada until his fourteenth year, when he moved with his father to Lowell, Massachusetts.

His father while living in Canada run a stage from Maple Grove to Sherbrooke, Canada, and was the owner of real estate in Maple Grove, but nothing appeared that he had ever sworn allegiance to the government of Canada. After his father moved to Lowell, Massachusetts, it appears he voted at the presidential election in 1876.

The said John S. Hall came to this State seven or eight years ago and has lived in Barre for the last five years.

He has never received any naturalization papers, but from the authorities which we have examined, we believe he was a legally qualified voter in the town of Barre on the 2d of September, 1890. He voted at each ballot for the contestant.

We further find the fact that the name of Bert Recor was not put on the check-list, and that the required oaths were not administered to him until the morning of the day of election; and we find that he voted at each ballot.

His name was wrongfully put upon the check list, and by the law, and by precedents his votes were illegal. R. L. sects. 67, 71; No. 112, Acts of 1882; No. 60, Acts of 1884; House Journal of 1888, page 582.

It is not known for whom said Recor voted. He may have

voted for the contestant, and he may not have so voted, but the fact that he voted on the third ballot makes the result of that ballot more doubtful, and being doubtful, we cannot find, if this was the only question, by the measure of proof which is required in such cases, that the contestant received a majority of all the votes cast on the third ballot. House Journal of 1888, page 586.

There was also some proof before us about the voting of one Horace Marvin, whose name was not put on the check list until the morning of the 2d day of September, 1890, but from the proof we are unable to find the fact that any of the votes which he handed to the presiding officer were ever put into the ballot box.

We did not take into consideration the depositions of Kimball Blanchard, Henry Upton and Wm. Lapier, which were objected to by the contestant, in coming to our conclusions in regard to Hunt's and Dickinson's right to vote, but from other evidence before us, we, whose names are hereto attached, find that there was no choice of representative on the third ballot, as is claimed by the contestant, but that on the fourth ballot the sitting member having received a majority of the votes cast was correctly declared elected, and we therefore recommend the adoption of the following resolution:

Resolved, That James M. Perry, having received a majority of all the legal votes cast for town representative on the fourth ballot at the last freemen's meeting in the town of Barre, his title to his seat in the house, as such representative, is hereby confirmed.

J. K. DARLING,	} Committee on Elections.
W. W. MANNING,	
J. V. CARPENTER,	
C. H. JOSLYN,	
N. R. MILLER,	

APPENDIX H.

To the House of Representatives now in session :

A minority of your committee on elections, to whom was referred the remonstrance of E. L. Smith and others against the right of J. M. Perry, the returned member, to a seat in this house, as the representative from Barre, respectfully report :

That the freemen's meeting held at Barre, September 2, 1890, J. M. Perry was the republican and E. L. Smith the democratic candidate for town representative. That four ballots were taken for town representative, and on the fourth ballot J. M. Perry was declared elected and received his certificate of such election from the presiding officer.

The fourth ballot was as follows :

Whole number of votes.....	820
J. M. Perry.....	419
E. L. Smith.....	392
Scattering.....	9

The contestant claims to have been elected on the third ballot, on which ballot the vote was as follows :

Whole number of votes.....	770
E. L. Smith had.....	385
J. M. Perry ".....	368
Scattering.....	17

On this ballot, E. L. Smith, the contestant, lacked one vote of a majority of all the votes cast for town representative.

Notices were given and testimony taken, according to the provision of the statute, and after hearing said testimony and the arguments of counsel, we report, that the contestant bases his claim upon the ground that upon the third ballot one S. L. Gates, whose name appears upon the check list as a duly qualified and legal voter in said town of Barre, voted twice for the returned member, J. M. Perry.

From consideration of the evidence a majority of your committee find the fact that said Gates did vote twice on the third ballot and voted for J. M. Perry, the returned member, and that by throwing out one of said ballots, the third ballot would stand as follows :

Whole number of votes.....	769
Necessary to a choice.....	385
J. M. Perry had.....	367
E. L. Smith ".....	385
Scattering.....	17

In support of the above finding, we quote the testimony of witnesses summoned in behalf of both contestant and the returned member, as follows :

The testimony taken in the opening by the contestant tended to show that S. L. Gates voted during the early part of the third ballot and later, supposing that the third ballot had been closed and another ballot was in progress

S. L. Gates testified that he did not know whether he voted twice that ballot or not, that he voted during the early part of the ballot and that it was about six o'clock when he voted again, that the lights were not lighted when he voted the last time, and he went immediately to the home of one Wallace, and was there half an hour before Wallace came. Said Gates also testified that he cast each of his three votes for the returned member, J. M. Perry.

Charles S. Wallace testified that he voted during the early part of the third ballot, and that before the third ballot closed he went home and found Gates there.

S. B. Bemis, the first constable, testified that he took a vote of S. L. Gates during the early part of the third ballot and he then went to supper.

W. C. Nye, one of the justices, testified that he took a ballot from S. L. Gates during the latter part of the third ballot and put it in the box and his attention was immediately called to the fact that Gates had voted before on that ballot. That the lights were lighted to count the votes on that ballot.

C. N. Barber, a justice, had charge of the check list and testified that S. L. Gates voted twice on that third ballot and that he discovered the fact as soon as the second ballot was taken, but after it was in the box. That the lights were lighted about fifteen minutes before the boxes were turned on the third ballot, and were not extinguished till the ballots were all counted at the conclusion of the meeting. That the boxes were opened for the fourth ballot from 6.45 to 7.

Fred Bruce testified that he met Gates about 5.30 and took him to the hall and that the third ballot was not closed.

Charles A. Smith testified that he saw Gates drive up with Bruce at about 5.45 and that the boxes were not turned on third ballot till from 6.15 to 6.30 and that there were lights on stage at beginning of fourth ballot.

George B. Nichols testified that the third ballot closed at 6.10 to 6.15.

H. O. Camp testified that the third ballot closed a few minutes past six o'clock.

P. G. Camp, one of the selectmen, testified that the third ballot closed at 6.05 to 6.08.

Olive R. Perry, wife of the town clerk, testified that a train from the quarries came in a minute or two past six and other testimony showed that the ballot closed some ten or fifteen minutes after the arrival of the same train.

O. B. Boyce, justice, testified that he heard during the third ballot that some one had voted twice on that ballot, and that the third ballot closed at 6.06 to 6.10.

George W. Tilden, justice, testified that the third ballot closed at about six, and that he was told at the time about Gates' voting twice on that third ballot.

A. M. Jackman, justice, testified that the third ballot closed at 6.30, and that the lights were lighted to see check list during that ballot, and that he was informed immediately of the fact of Gates' voting twice. Took thirty minutes to count votes. Box turned fifteen minutes after train came in from quarries.

From the above and all other testimony bearing upon the question, we, a majority of your committee, find that the said S. L. Gates voted twice on the third ballot, and for the returned member, J. M. Perry, thus giving the contestant a majority of one, provided that all the votes cast for said contestant were cast by duly qualified and legal voters.

Signed,

O. A. MARSHALL.
W. W. MANNING.
C. H. JOSLYN.
J. R. HOUGHTON.

The contestant in his opening testimony did not attack the validity of the check list, but based his claim to an election upon the fact alone that said Gates had voted twice, and for the returned member.

On behalf of the returned member, it was claimed that John W. Gordon, John S. Hall, Morris F. Hunt and Hiram F. Dickinson voted on the said third ballot for the contestant, and that neither of said persons were legally qualified voters, although the name of each was placed upon the check list used at that meeting, by the board of civil authority.

From the evidence we find that John S. Hall was born in Canada of American parents and came to this country before he was fourteen years of age and has remained here ever since. That his father was always an American citizen and on his return from Canada voted at Lowell, Mass., for presidential electors in 1876. That said Hall has resided in Barre for about five years. That he went before the board of civil authority at Barre, and after fully stating the facts above, received the approval of said board, took the oaths prescribed by the constitution, and his name was placed upon the check list.

It was claimed that John W. Gordon was not a legal voter because he had removed from and resided without the State for the period of about three years, and since his return had never taken the freeman's oath or the oath of allegiance to the State of Vermont. But your committee find that he had taken such oaths previous to the freeman's meeting of 1890, and are unanimously of the opinion that said Hall and Gordon were legal voters and that their votes should be counted for the contestant.

Hiram F. Dickinson had resided in Barre for many years and owned real estate to quite an extent ; his wife died in January, 1890. After her death he sold his real estate and household effects, hired a room which he partly furnished and boarded in the same house. In April he went to New England City, Ga., for the purpose of speculating in land and did buy real estate at that place. Before leaving Barre he made arrangements to keep his room so that when he returned he could have it to occupy, as he had occupied it up to that time. What effects he had not disposed of were stored in Barre, and his furniture was left in his room in the same situation as during his occupancy. He returned to Barre early in July, occupied his room for some weeks after his return, and has resided in Barre continuously from that time. His testimony was, that at the time he went to New England City he had no intention of abandoning his home and residence in Barre, but that his absence was intended to be only temporary, as in fact it was. It was claimed on the part of the returned member that said Dickinson had lost his residence by such absence from the State and that he was not a legal voter.

As to Morris F. Hunt, the testimony showed that he had resided in Barre for several years, and owned a house and did team work. That in the fall of 1889 he sold his team, rented his house for a period of one year. December 7 or 10 he took a part of his household furniture and with his wife and minor son, went to Mexico, New York, where his son-in-law resided. He also took certain household furniture belonging to his married daughter, which up to that time had been in his possession. He testified that he went to Mexico, N. Y., as much for his health as anything ; that he had no intention of remaining for any definite time, but might stay till spring or fall, but should not be absent longer than a year in any event ; that he did not intend to give up his permanent home or residence in Barre, but on the contrary intended to return there, and did in fact return to Barre in February, 1890, after an absence of about two months. His wife and son returned about a month after he did, and that he had resided continuously in Barre from that time to the present. It was claimed, that inasmuch as he had taken a portion of his furniture and had allowed the same to be used in the family of his son-in-law, and because his wife had assisted her daughter about the household affairs, and he had done some light work, that this showed an intention on his part to remove from the State. It also appeared that all of his household effects

which he left at the time he went to New York were stored in the house which he owned and rented in Barre.

It was also claimed that neither Hunt or Dickinson filed their intention to retain Barre as their place of residence, in the office of the town clerk of Barre, before going out of the State, and consequently they were disfranchised by their failure to comply with number 151 of the acts of 1888. A minority of your committee are of the opinion that both Hunt and Dickinson were legal voters and that their votes should be counted on the said third ballot for the contestant; that number 151 of the acts of 1888 has no application to the case of a party removing temporarily without the State, and that it was not necessary to file such intention with the town clerk, and that the burden of proof is upon the returned member to show that they are not legal voters, instead of the burden resting upon the contestant to show that they are legally qualified.

The contestant offered in rebuttal the testimony of three voters who cast their votes for the seated member, whose names appeared upon the check list, whom, he claimed were not legally qualified voters, and to which the returned member objected on the ground that it was not proper rebuttal testimony. The contestant claimed that as he had not attacked the legality of the check list in his opening, but had proceeded upon the presumption that every person whose name had been placed upon the check list by the board of civil authority was a duly qualified voter that it was proper rebuttal to show other distinct cases of illegal voting of the same nature as that offered by the returned member; but a majority of your committee were of the opinion that such testimony was inadmissible and excluded it. The minority of your committee are of the opinion that such testimony was proper rebuttal and should have been received.

The check lists used at the three polling places were produced in evidence but they have been of little use to the committee in arriving at a conclusion as to who was or was not present and voted on any of the four ballots for town representative. It is impossible to compare the votes found in the boxes and the names checked on the said list and find a single ballot where the votes correspond in number with the names checked on the list. In only one or two instances is it possible to tell whether voters were voting the whole ticket or what part or any part of the State or county ticket. And a minority of your committee are of opinion that no step taken by the board of civil authority in relation to the check list was legal or in accordance with the provisions of the statute after the original list was posted either in the manner of making, revising or keeping it during the progress of the election.

One Bert Recor sent in his name to the board of civil authority and his name was passed upon but not entered upon the check list. It was understood and agreed that it should be entered, but in some way was omitted. At the time his name was accepted he was

sick and unable to appear before the board. It was agreed by the board that some member of the board should administer the freeman's oath to said Recor on the day of the election and he be allowed to vote. On the day of the freeman's meeting, before the meeting was called to order, it was discovered that his name was not on the printed list. By agreement of a part of the board then present his name was written on the printed check list, the oaths were administered, and he was permitted to vote. It did not appear for whom he voted. The only evidence that gave any light on this subject to the committee was that the contestant objected to the name being put upon the check list. As all the evidence relating to said Recor was introduced by the returned member, and as he claimed that he was an illegal voter, but failed to show for whom he voted, your committee, while of the opinion that said vote of said Recor was illegal, are of the opinion that said vote ought not to be counted against the contestant, and further that it is not free from doubt as to whether or not said Recor voted on the third ballot.

As the members of your committee disagree on many of the points involved in this case, we append the following summary of the various votes taken:

	Yes.	No.
Did S. L. Gates vote twice on third ballot ?	4	3
Was John W. Gordon a legal voter ?	7	0
Was John S. Hall a legal voter ?	7	0
Was Morris F. Hunt a legal voter ?	2	5
Was Bert Recor a legal voter ?	0	7
Was Hiram F. Dickinson a legal voter ?	2	5

Upon a careful consideration of all the evidence before us, a minority of your committee are of the opinion that the said J. M. Perry is not entitled to a seat on the floor of this house and recommend the adoption of the following resolutions:

Resolved by the House of Representatives:

That J. M. Perry, the returned member from the town of Barre, was not elected at the freemen's meeting in Barre, September 2, 1890, and is not entitled to a seat upon the floor of this house.

Resolved by the House of Representatives:

That E. L. Smith was elected as representative from the town of Barre at the freemen's meeting, September 2, 1890, and is entitled to a seat upon the floor of this house.

O. A. MARSHALL.
J. R. HOUGHTON.

APPENDIX I.

JOINT REPORT OF COMMITTEES ON INSANE, OF THE
SENATE AND HOUSE OF REPRESENTATIVES.

To the Honorable Senate and House of Representatives now in session:

The committee on the insane, on the part of the senate and house, beg leave to report: That, agreeably to a joint resolution of the two houses, on Friday, the 17th day of October, 1890, they visited the Vermont Asylum for the Insane at Brattleboro. That, in company with Dr. A. S. Draper, the superintendent of the asylum, Ex-Governor Holbrook, Messrs, Goodhue and Johnson, supervisors of insane, they made a thorough and careful inspection of the buildings belonging to this institution, examined into their sanitary arrangements and methods of ventilation. In one or two of the wards there were certain unpleasant odors noticed, but no more than you would expect from the class of patients kept there. The good health of the inmates speaks well for the sanitary condition of the asylum, its nearly perfect sewerage and ventilation. The wards, rooms and inmates were found clean and tidy, and the institution managed in a thorough and systematic manner worthy of special commendation.

The asylum now has 485 patients, including all classes, many more than can properly be accommodated. The present authorities are of the opinion that, in case the new asylum buildings at Waterbury are completed at once and made ready to receive 125 patients, only temporary relief will be afforded, but sufficient to enable the asylum at Brattleboro to properly do its work for the ensuing two years.

The matter of the separate confinement of the convict and criminal insane was suggested by the authorities, and is recommended by your committees.

It was found that several patients in the asylum are now receiving pensions and that some others may be so entitled, who are a state charge. And your committees accordingly recommend the investigation of this matter, to the end of the appropriation of the avails of these pensions to the asylum for the necessary support of those now receiving them.

And your committee further beg leave to report, that, on the 21st day of October, 1890, they visited the new asylum buildings at Waterbury. These are pleasantly located on a large farm, about one-fourth of a mile from the railroad station, comprising a large

wood lot of about 200 acres, and some 300 acres of very valuable meadow and pasture lands in good proportions.

The buildings are thoroughly constructed in brick and granite with fire-proof partitions, and floors of hard-wood laid over coats of cement. The several rooms are of good size, well ventilated and lighted.

The part now erected is called the "south wing," and made to accommodate 150 patients, with special apartments for the convict and criminal insane. To properly complete and equip this wing for occupancy will require an appropriation of fifty thousand dollars (\$50,000), and if this is made at this session the buildings can be put in readiness for use in the spring of 1891.

Should the work go on according to the original plans and drafts, to erect the "north wing," "administration or central building," boiler-house, kitchen and laundry, and to suitably furnish and equip the same, would demand an additional appropriation of \$145,000. And the majority of your committees believe it to be in the interest of economy for the State to take such steps as may be deemed necessary for the completion of the asylum in accordance with these original plans, which would furnish accommodations only for 300 patients, barely adequate to provide for the insane the State will be obliged to support and care for by the time the buildings can be completed and furnished.

All of which is respectfully submitted,

W. S. PHILLIPS, *Chairman.*

Senators RANDALL, RANKIN, SMITH, of Windsor,	}	Committee of Senate.
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Messrs. MARSH, BROWN, of Sheldon, CHASE, JACKSON, BROWN, of Whitingham, JOHNSON,	}	Committee of House.
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APPENDIX J.

To the House of Representatives :

The undersigned, a minority of the joint special committee on temperance, to whom was referred house bill number 257, respectfully state that they have given it careful, deliberate and thorough consideration, after listening to those who addressed the committee for and against the bill at a public hearing on Wednesday evening, November 12th ; that they dissent from the views of the majority of your committee, and respectfully submit the following report :

The question before your committee as presented by the consideration of this bill, is in no sense one of morals. On the moral aspects of the temperance question all are agreed, but as to methods of legislation or police regulation of the liquor traffic, which is a question purely of civil government, there is a division of opinion among good citizens in this and in other states. The question before your committee and before the legislature is one of expediency—a choice between two common methods of police regulation of the liquor traffic in Vermont, it being conceded that under favorable conditions either of them may operate with more or less comparative success, and whether towns in which one of them has been tried and has been demonstrated a failure and unsuccessful in accomplishing its purpose shall be permitted to try the other method when a majority of their citizens by ballot express their desire to do so. This, as we view it, is the simple and direct question involved in the consideration of house bill number 257.

Statistics regarding the operation of both prohibition and high-license were presented to the committee at the public hearing, by the advocates of each method. These statistics, although showing a preponderance of testimony against prohibition, were more or less contradictory ; and we do not think that they were sufficient to determine the real question before your committee.

On behalf of the existing law, Hon. Frank Plumley of Northfield and Revs. G. W. Gallagher, J. E. Wright and E. A. Bishop of Montpelier addressed the committee ; but they seemed to fail to recognize the real question at issue. None of them pretended to discuss the workings of the present law in this State, none of them claimed that its operation was a general or recognized success, and none of them made reference or reply to the very grave exposures of the evils incident to its operation made through the public press during the last two years. These exposures and charges have never been met or directly denied, and we believe that their truthfulness and importance are known by every intelligent, candid citi-

zen of this State. The gentlemen who advocated prohibition presented a few statistics that have often been controverted by high authorities, but for the most part confined their remarks to a discussion of the moral side of the temperance question, on which all good citizens are agreed.

That, however, was not the question before your committee; and, as the exposures and charges to which reference has been made were neither refuted or denied, we are forced to conclude that their truth is admitted by the defenders of the present law who appeared before the committee.

On behalf of the bill under consideration and of the method of police regulation of the liquor traffic known as "high license and local option," there appeared before your committee Col. V. A. Gaskill of Rutland, Mr. C. H. Granger of Rutland, Hon. C. M. Wilds of Middlebury, State's Attorney of Addison county, and Messrs. P. M. Meldon and P. W. Clement of Rutland. These gentlemen presented some statistics regarding prohibition and high license in contradiction of those offered by the defenders of the present law, and others regarding the number of United States liquor licenses held in Vermont. They referred to the slow growth and recent decrease in population in this State, claimed that its material interests are injured by such extreme legislation as prohibition, testified to the open, extensive, constant and disgraceful violation of the present law in the larger and in some of the smaller towns, and lamented the prevalence of perjury and fraud and official corruption under the operation of the law. They urged its failure to keep the traffic under control, restriction or regulation, and the grave evils incident thereto, and impressed upon your committee the necessity of giving to the towns where this condition of things exists better protection from the abuses and evils now existing than the present law affords. They explained that it is not desired or intended by the advocates of the house bill number 257 to repeal the present law nor to establish any other than the present system in towns where a majority of the voters sustain it and express by their votes a desire to continue and maintain it; but they expressed the very earnest desire of influential, respectable and responsible citizens or the larger towns to be permitted to adopt such method of police regulation of the liquor traffic as in their opinion will best promote the sobriety, good order and material prosperity of their towns and therefore of the State.

In all that these gentlemen stated regarding the failure of the law and the evils incident to its operation in the larger towns, we fully concur; and we think that these facts are so well known and so generally recognized by all intelligent citizens, that neither argument or proof is needed.

It is conceded that no law can command respect, or secure successful enforcement, unless it is the expression of the popular will, and is sustained by public sentiment, and in the case of police reg-

ulations these must necessarily be weak and ineffective in various localities according to the weakness of public sentiment sustaining them. To secure the end sought by police regulations, therefore, they must command the respect and possess the sustaining power behind them of a majority of the citizens of the town where they are in force; and their enforcement must necessarily be impossible in localities where what they constitute as a crime is not recognized as such by a majority of the people, and where their violation is in response to a large popular demand on the part of good citizens who would not seek or countenance the violation of any law or police regulation prohibiting what they and the majority of order-loving and reputable citizens recognize as a crime and a sin.

The present prohibition law is a failure, and practically a dead-letter to-day in many of the larger towns of Vermont, after nearly forty years of trial, and with the benefit of every strengthening feature that the law-making power could devise, because in those towns it is not sustained by public sentiment, because it does not express the popular will, and because there is a general demand for its violation on the part of reputable and responsible citizens who have large interests at stake in the towns in which they reside, and to whom the good order, morals and material prosperity of their towns and of the State are dear. The failure of the law and the necessarily futile and often farcical attempts to enforce it in the absence of public sentiment to sustain such enforcement have led to a laxity that has given these towns practically a reign of free rum, and have encouraged official corruption, perjury and fraud, and begotten disrespect for all law—all evils quite as grave as that the law is designed to prevent, and have placed the traffic in the hands of disreputable and irresponsible men, without moral character or financial responsibility, whose conduct of it is characterized by the worst abuses and most serious evils incident thereto, and who recognize no restrictions or regulations by which they are bound either legally or morally.

The question then arises, is there any other than the existing method of police regulation by which in these towns the traffic may be placed in the hands of reputable and responsible men, and under the most stringent regulation, restriction and control, by which those engaged in the business may be held to the strictest accountability for its conduct, and the greatest responsibility for any violations of the restrictions and regulations imposed upon them, and by which the evils existing under the present law may be checked or removed. The experience of many other States offers high license with local option as a method that has operated successfully in the accomplishment of this end; and we believe that its practicability, wisdom and efficiency have been vindicated by the experience of every community that has adopted it under conditions such as exist in the larger towns of Vermont.

There being every reason to believe that this method will be more practicable and efficient in the larger towns than the method

now in force, we are of the opinion that the citizens of those towns are entitled to the relief for which they pray from the existing evils, and to the opportunity thus afforded of holding the liquor traffic in check and under stringent regulation and control; and we believe that to grant them this privilege would not only be in accord with sound public policy, but would tend to promote the sobriety and good order of those towns and of the State, and would be a distinctive step in advance in temperance reform. The principle of local option or home rule is a fundamental principle of all liberty-loving people, essentially in harmony with the spirit of a republican form of government, and eminently wise in placing the care and responsibility for the government of their local affairs in the hands of the people themselves, who may be trusted, certainly in every town in this law-abiding and intelligent State, to govern themselves for their own best good by the voice of the majority as expressed by the ballot. We believe, moreover, that the almost constant discussion and study of this whole question of police regulation of the liquor traffic that must result from the adoption of local option must necessarily be productive of good in educating and elevating public sentiment regarding the abuse of intoxicating liquors, and increase popular respect for all law. The people of a free country naturally resent any real or fancied interference with their personal liberty as found in extreme legislation of every kind, and we believe that the true principle of government is to grant to the people the greatest measure of personal liberty consistent with the common rights of all. This is secured under the operation of local option, which involves no interference with the rights or convictions of any community, but simply leaves to each the privilege of governing itself. Nor does the adoption of local option in the least involve the repudiation or overthrow or repeal of prohibition wherever the latter system to-day is a success. Such success is due solely to the fact that in such towns the law is sustained by public sentiment, and there is no significant popular demand for its violation; and under local option that same public sentiment would by the ballot still retain and maintain prohibition.

Conceding the failure and the grave evils incident to the operation of prohibition in the larger towns, the greater practicability and efficiency of high license under the conditions there existing, and the wisdom and expediency of local option, provision should then be made for the greatest restriction, regulation and control of the traffic that public sentiment in such towns would sustain; and we believe that house bill No. 257 provides these safeguards well and wisely, at the same time ensuring an income from the taxation of the traffic, wherever public sentiment permits it to exist, sufficient not only to bear every burden caused by any possible improper conduct of the traffic, but very greatly to increase the revenues of the towns and very largely reduce the burdens of taxation.

We believe that one licensed dealer in intoxicating liquors for each one thousand inhabitants in towns voting to issue licenses is sufficient to supply every legitimate demand; and we recommend that house bill No. 257 be so amended as to include a section making such limitation of the number of licenses that may be issued, with the provision that one license may be issued in each town having less than one thousand inhabitants.

We recommend also that an amendment to house bill No. 257 be adopted, providing that no music, entertainment or playing of cards, dice, dominoes or other games shall be permitted on premises where liquor is sold to be drunk on the premises, and imposing severe penalties for each violation of this prohibition.

Recognizing the fact that the license fee, which is in reality a tax, should be as high as the traffic may fairly be believed to stand, and that this limit must necessarily vary in different localities, we recommend the adoption of an amendment to house bill No. 257, providing that in towns of less than fifteen hundred inhabitants according to the latest United States census the license fee shall not be less than three hundred nor more than five hundred dollars; in towns of more than fifteen hundred inhabitants and less than twenty-five hundred, the license fee shall not be less than five hundred nor more than seven hundred and fifty dollars; in towns of more than twenty-five hundred inhabitants and less than five thousand, the license fee shall not be less than seven hundred and fifty nor more than one thousand dollars; and in towns of more than five thousand inhabitants, the license fee shall not be less than one thousand nor more than fifteen hundred dollars.

We believe that the bill as thus amended should receive the hearty and ready support of every member of the legislature who sincerely desires to see laws in force everywhere that shall be respected and obeyed, and who is earnestly desirous of holding the liquor traffic under the greatest possible restraint and control, not only in the smaller towns but in every town in the State; and we believe that in the passage of this bill the legislature would not only be taking no responsibility, because it would leave the determination of the question in the hands of the people themselves, but it would be following a sound and wise public policy by giving to the people themselves a more direct voice and influence in the government of their local affairs without the least interference with personal, public or common rights.

Therefore, we submit herewith amendments as hereinbefore suggested and recommend the passage of house bill No. 257 as thus amended.

EDWIN HORTON, } *Committee on the*
HUGH WOODBURY, } *part of the House.*

L. G. KINGSLEY,

For Senate Committee.

HOUSE OF REPRESENTATIVES, }
MONTPELIER, November 17, 1890. }

APPENDIX K.

VERMONT MONUMENTS AT GETTYSBURG.

REPORT OF THE COMMISSIONERS, 1890.

To His Excellency, the Governor:

The Commissioners to build Monuments to Vermont valor at Gettysburg, appointed under the act of the General Assembly, in 1886, and continued in office by the act of 1888, respectfully report that the work entrusted to them was substantially completed in the autumn of 1889, and the five monuments erected under their supervision were publicly dedicated on the 9th day of October, 1889; and the future charge thereof was at that time accepted by the Gettysburg Battlefield Memorial Association.

It may be said without boastfulness, because such is the uniform testimony of visitors to Gettysburg and of the newspapers in different States, that the Vermont monuments compare favorably with any of the more than two hundred monuments now standing upon that field, although many others cost more money; and as a whole they fittingly commemorate the unsurpassed valor and fidelity of the troops from this State upon that field and other fields of the Civil War.

In this final report, therefore, it may be of interest to embrace, with an account of the ceremonies and utterances attending the dedication,

A BRIEF HISTORY

Of the inception and progress of the enterprise.

In his annual message to the Legislature at the October session in 1886, Governor Ormsbee referred to the movement in several States to make Gettysburg the monumental field of the war, by reason of the magnitude and importance of the battle as well as of the ease with which the field can be visited by multitudes, and after speaking of the prominent part taken in the battle by the volunteers from this State, he concluded as follows:

"I recommend that liberal provision be made for the early erection of a suitable monument on the battlefield of Gettysburg, to mark the spot where the soldiers of Vermont rendered such signal service to State and Nation, that it may not become a matter of doubt, and to commemorate and perpetuate their patriotism and valor."

In pursuance of this recommendation an act was passed, at that session, appropriating \$2,500 for the purchase of sites upon the battle-field and for kindred purposes, (to include, also, the expenses of the commission) and the further sum of \$6,500 was appropriated for monuments. The commission, of which the act made the Governor a member, was appointed by an executive order dated December 18, 1886, as follows :

THE COMMISSION.

Ebenezer J. Ormsbee, Brandon, Governor of Vermont.
 James H. Walbridge, North Bennington, Second Regiment.
 Thomas O. Seaver, Woodstock, Third Regiment.
 French F. Carrick, St. Johnsbury, Fourth Regiment.
 Cornelius H. Forbes, Brandon, Fifth Regiment.
 Thomas B. Kennedy, Fairfield, Sixth Regiment.
 George Grenville Benedict, Burlington, Twelfth Regiment.
 Albert Clarke, Rutland, Thirteenth Regiment.
 Noble F. Dunshee, Bristol, Fourteenth Regiment.
 Redfield Proctor, Proctor, Fifteenth Regiment.
 Wheelock G. Veazey, Rutland, Sixteenth Regiment.
 William Wells, Burlington, First Regiment of Cavalry.
 Cassius Peck, Brookfield, Co. F, First U. S. Sharpshooters.
 Homer R. Stoughton, Shelby Iron Works, Ala., Co. E, Second U. S. Sharpshooters.
 Curtis Abbott, Boston, Mass., Co. H, Second U. S. Sharpshooters.
 Edward H. Ripley, Mendon, for the State at large.
 Fred E. Smith, Montpelier, for the State at large.
 F. Stewart Stranahan, St. Albans, for the State at large.

The Commission met in Rutland on the 30th day of December, and organized by choosing Governor Ormsbee, chairman, and Albert Clarke, secretary.

USES OF THE FUNDS.

After visiting the field the Commissioners decided, in view of the inadequacy of the fund, to erect separate memorials for each of the eleven Vermont regiments and three detached companies from this State, engaged in the battle, that as the Vermont troops were in five bodies, there should be one State monument to commemorate them all, to stand on a conspicuous spot in the central position held by the Second Brigade, and four smaller monuments to mark the positions of the other organizations. This plan was carried into execution, and with very general satisfaction among the survivors of the fourteen organizations.

The Gettysburg Battlefield Memorial Association, being a chartered and permanent organization, had already secured loca-

tions and opened roads along most of the positions held by the Union troops. They were (and are still) extending their possessions and improvements as fast as their means would permit. All the States which had made appropriations for sites for monuments had, after investigation, turned over the money to that Association. The Commission paid the Association \$1,500, and took from it an agreement, which is published in the Report of 1888, to secure any sites needed, not already owned by the Association, and also to open and maintain roads to the same and to care for the monuments perpetually.

After obtaining plans and submitting them to contractors for proposals, it became obvious that the fund was still insufficient for monuments that would compare well with those of other States, and it was decided to supplement it, by accepting such aid as might be tendered by patriotic and generous citizens. Contributions in money amounting to \$3,188.50, and contributions in designs, material and labor, stated at \$750.00, were made by private persons and gladly accepted by the Commission. A list of the donors appears in the appendix. There were, however, unavoidable delays in the execution of the work, and meanwhile there had been such improvement in the monuments erected at Gettysburg by other States, that public opinion and the judgment of the Commissioners coincided in the adoption of plans which required more money still. The facts and designs were submitted to the General Assembly of 1888, and Governor Ormsbee, in his retiring message, said:

“By an examination of the design [for the State monument] you will see that it would be a much more perfect whole if surmounted by a figure or statue, and there has been a very general expression from many sources that this work might be crowned by a statue of the late Gen. George J. Stannard. This would indeed be a most fitting and grateful finish to this work of art and memorial of the State to her soldier sons.

“The work of the Commission, in reference to the four other monuments which it decided to erect upon the field, is going forward. To complete the work, including the statue as suggested, will require in the aggregate about \$8,000. I earnestly recommend that you take such measures as will accord with the proverbial patriotism of our people, and enable the Commission to finish this work as well and completely as our soldiers did theirs.”

Governor Dillingham cordially concurred in this recommendation. The Legislature made the appropriation as recommended, and added \$1,000 to the amount, towards defraying the expenses of a suitable dedication.

THE STATE MONUMENT AND STANNARD STATUE.

In pursuance of this new legislation, the Commissioners invited the submission of designs and proposals for a bronze statue of General Stannard. Five artists, in different parts of the country, presented designs for this statue, or specimens of their work, and proposals were received from several bronze founders for the casting.

The Commissioners became favorably impressed with the work of Mr. Karl Gerhardt, of Hartford, Conn., whose equestrian statue of Gen. Israel Putnam, at Brooklyn, Conn, and statues of Josiah Bartlett at Amesbury, Mass., and of Gen. Warren, on Little Round Top at Gettysburg, had successfully passed the ordeal of high criticism and secured for the young sculptor valuable orders from other cities and states; and as he also made the most satisfactory proposal for the model and bronze casting, a contract was closed with him on the 31st day of January, 1889. To make a heroic portrait statue for a monument 55 feet in height was a difficult task, and the difficulty was increased by the fact that no good profile photograph of the deceased General could be found. Members of the Commission inspected the work several times during the progress of modeling the statue, and finally a plaster cast of the head was taken by the artist to Burlington and shown to Mrs. Stannard and her daughters, who pronounced it an excellent portrait.

It was well known that General Stannard did not lose his right arm until some time after the battle of Gettysburg;* but as this statue was designed to commemorate valor and typify sacrifice in the war as a whole, it was thought proper that the figure should be represented with an empty sleeve, as the hero appeared at the close of the war.

The statue was cast by the Henry Bonnard Bronze Company, of New York, and was inspected at their works and accepted after they had placed it upon the monument.

As was anticipated, it adds finish and impressiveness to a beautiful structure, and the monument, as a whole, is the most classic, stately and commanding object on that portion of the field, if not upon the entire field. The Commissioners congratulate the State upon the good fortune which attended their contracts, through which the work was well executed at a cost far below the estimates of many good judges of such work, who have viewed the finished structure.

*Gen. Stannard lost his right arm at Fort Harrison, Va., September 30, 1864.

THE FIRST BRIGADE MONUMENT.

The figure of a lion, which symbolizes the character of the old First Brigade, was given a pose and expression by the artist, Mr. C. W. Reed, of Boston, which almost tells the story of the brigade's protection of the left flank of the army from an expected attack, and shows its alertness and anxiety within hearing and easy reach of the terrific conflict of the third day of the battle, at its right and rear. No little difficulty was experienced in finding a sculptor capable of modeling this expressive figure, and willing to do it for such a sum as the Commissioners could pay. A modeler from Rome undertook it and failed. Finally two young artists of Boston, Mr. Herbert W. Beattie and Mr. Richard E. Brooks, who had recently returned from their studies in Europe, successfully performed the task at their studio in South Quincy, Mass. Their model was not only faithful to the design, but it developed the anatomy of the figure much in the style of Barye, whose animal sculpture is such a striking feature of modern French art. It was seen by the critics and praised by nearly all the Boston newspapers, several of which devoted considerable space to descriptions of it, and to the story which it was intended to tell. One of these notices is given in the Appendix.

The model was reproduced in light Dummerston granite by Wallace and Willis Carrick, twin brothers, and members of the contracting company at St. Johnsbury, some of whose granite statuary had already attracted attention, notwithstanding their youth. They are entitled to a share of the credit for executing a work which has prominent mention in the guide books of Gettysburg and is spoken of by critics as one of the few genuine works of art upon the field.

THE CAVALRY MONUMENT.

By request of members of the Commission who served in the First Vermont Cavalry, the sum of \$1,000 was turned over to the Vermont Cavalry Reunion Society, which prepared its own designs and contracted for the Cavalry Monument. This is a massive rectangular block of Barre granite, resting on a base of cut and rock-faced stone, and surmounted by a capstone bearing in front the badge of Sheridan's Cavalry Corps, and on the opposite face a medallion with crossed sabre and carbine. The monument marks the position where the charging squadrons encountered a most destructive converging fire, and near which their gallant leader in the charge, Gen. Farnsworth, was killed. It has been and still is in contemplation by the survivors of Farnsworth's brigade, to erect a Cavalry Brigade Monument on the line from which these heroic troopers made their famous charge.

THE SHARPSHOOTER MONUMENTS.

The monument to Company F, First Regiment U. S. Sharpshooters, has the distinction of being the only white marble monument on the field—the Battlefield Memorial Association having made an exception to its rule requiring monuments to be of either granite or bronze, on account of the excellent quality of the Rutland marble. The monument stands to the west of the Emmitsburg road, and is much visited and admired, not only for its intrinsic beauty, but because its position, far in advance of the Union line, indicates service of especial danger and distinction. Not less noticeable is the massive granite monolith, rising from a base of the same material, which commemorates the service of Companies E and H, of Second U. S. Sharpshooters. The hornet's nest, in *bas relief* upon its front, is a unique feature and has given the monument a name which causes it to be much visited. It recalls the story of the gallant stand made by this handful of men against the overwhelming advance of Law's brigade, an officer of which reported that they there "encountered a perfect hornet's nest of sharpshooters." The monument stands upon the Slyder farm, near the opening of the gorge of the "Devil's Den."

THE MONUMENTS AS A WHOLE

Mark all the important positions held by Vermont troops in the battle; and the inscriptions, while necessarily limited by space and the rigid rules of the Battlefield Memorial Association to the simple facts of history without a word of praise, indicate the proud distinction attained by the soldiers of Vermont at Gettysburg, and on so many other fields. The utmost care was taken in the preparation, arrangement and cutting of these inscriptions, and they are believed to be free from errors of any kind. . Being "the abstract and brief chronicle" of great events, they are here published in connection with cuts of the monuments, and no doubt they will be treasured in many a Vermont home.

FINANCIAL STATEMENT.

RECEIPTS:

Appropriations of 1886.....	\$ 9,000 00
" 1888.....	9,000 00
Contributions.....	9,913 50
Interest on deposit.....	133 10
	\$22,046 60

EXPENDITURES.

Gettysburg Battlefield Memorial Association	\$ 1,500 00
State Monument and Statue	11,750 00
First Brigade Monument	1,303 00
Cavalry Monument (paid Cavalry Association)	1,000 00
Company F, 1st U. S. Sharpshooters' Monument	1,200 00
Companies E and H, 2d U. S. S. Monument	800 00
Drawings, Photographs and Plates	347 10
Telegraphing, Express, Postage and Stationery, Secretary's Office	39 86
Stenographers	104 85
Advertising and Papers	6 75
Services of Secretary	200 00
Travelling and incidental Expenses of Commissioners ..	1,140 98
Expenses of Dedication	1,027 93
Cost of Printing and Distributing Reports	258 10
	\$20,678 57

A RECOMMENDATION.

Thus, after all bills were paid, inclusive of the printing of this Report, the sum of \$1,368.03 was left in the hands of the Commission, and has been turned over to the State Treasurer.

Application was made to the Commission last year for a further grant to the Gettysburg Battlefield Memorial Association. It was urged in behalf of that Association that it has incurred large expense in opening roads to the sites of three of the Vermont monuments; and that Vermont's contribution of \$1,500 was smaller in proportion to the number of its organizations engaged in the battle than those of other States. It was also represented that the Association will soon erect a magnificent bronze memorial at what is known as "the high-water mark" of the battle, bearing a record of the action of the organizations which repulsed Pickett's charge, in which three of Vermont's regiments will have a place. For this special object liberal appropriations have already been made by most of the States whose troops were there engaged. In view of the needs of the Battlefield Memorial Association, of the great work it has done, and is doing, of the future care of the monuments to which it is pledged, and of the evident justice of the claim above stated, it was unanimously voted by the Commissioners at their last meeting to recommend to the Legislature to grant to said Association \$1,000 of this surplus fund.

IN CONCLUSION,

The Commissioners wish to express their gratitude for the cordial and generous support which they have received from the Legisla-

ture and people of Vermont and the contributors to their fund; for the co-operation of the Gettysburg Battlefield Memorial Association; and for hospitable greetings from the authorities and people of Gettysburg and the State of Pennsylvania.

By authority of the Commission,

EBENEZER J. ORMSBEE, *Chairman.*

ALBERT CLARKE, *Secretary.*

Montpelier, Oct. 20, 1890.

APPENDIX L.

REPORT OF THE COMMITTEE ON MILEAGE AND
DEBENTURES.*To the House of Representatives :*

The committee on mileage and debentures asks leave to report for the approval of the house, that the several members thereof, together with the several persons herein mentioned under the appointment of the sergeant-at-arms, are entitled to receive pay for travel for the number of miles set to their names respectively, as follows :

GEORGE W. HILL,

Chairman.

November 21, 1890.

ADDISON COUNTY.

TOWNS.	NAMES.	MILES.
Addison	Franklin C. Gulley	76
Bridport	Edwin D. Wilcox	95
Bristol	William P. Chase	75
Cornwall	Harvey E. Taylor	88
Ferrisburgh	Richard D. Booth	60
Goshen	Dan B. Brown	103
Granville	Daniel D. Hemenway	63
Hancock	Ransom A. Dunham	60
Leicester	Roscoe O. Sawyer	91
Lincoln	Webster N. Gove	81
Middlebury	John L. Buttolph	80
Monkton	Charles A. Thomas	70
New Haven	Charles F. Squier	72
Orwell	Henry G. Hibbard	100
Panton	Edward A. Field	70
Ripton	John E. Goodro	88
Salisbury	Horace P. Hulett	84
Shoreham	Wm. Howard Birchard	100
Starksboro	Joel V. Carpenter	83
Vergennes	Henry P. Fisher	63
Waltham	Anson M. Hallock	74
Weybridge	John A. James	85
Whiting	Rollin D. Needham	93

BENNINGTON COUNTY.

TOWNS.	NAMES.	MILES.
Arlington	Winfield S. Phillips	158
Bennington	Richard M. Houghton	169
Dorset	John E. Buffum	139
Glastenbury	Edgar Green	167
Landgrove	Alfred Childs	180
Manchester	Edward C. Orvis	143
Peru	Albert J. Simonds	180
Pownal	Ward E. Niles	194
Readsboro	Titus Stowe	220
Rupert	Frank W. Carpenter	168
Sandgate	Alfred Emet Beebe	172
Searsburgh	Allen E. Briggs	184
Shaftsbury	George P. Montgomery	160
Stamford	James R. Houghton	218
Sunderland	Albert P. Bowen	154
Winhall	Edward I. Kendall	179
Woodford	Albert L. Wood	179

CALEDONIA COUNTY.

TOWNS.	NAMES.	MILES.
Barnet	Daniel Harvey	55
Burke	David Coe	82
Danville	George B. Davis	70
Groton	Seth N. Eastman	32
Hardwick	Melvin Ellis Tucker	92
Kirby	Henry Ranney	70
Lyndon	Welcome A. Bemis	73
Newark	Deming D. Fairbanks	88
Peacham	James R. Kinerson	56
Ryegate	Charles K. Canfield	34
Sheffield	Ward Bradley	80
St. Johnsbury	Francis Walker	60
Stannard	Hiram S. Daniels	88
Sutton	Warren L. Gilman	82
Walden	Albert J. Rogers	88
Waterford	Elisha W. Brown	71
Wheelock	Stephen G. Cree	78

CHITTENDEN COUNTY.

TOWNS.	NAMES.	MILES.
Bolton	William Ryan	18
Burlington	Edward Wells	42
Charlotte	Alfred A. Byington	52
Colchester	Frank Jubell	39

TOWNS.	NAMES.	MILES.
Essex.....	Charles R. Davis.....	38
Hinesburgh.....	Cicero G. Peck.....	34
Huntington.....	Oscar J. Tomlinson.....	34
Jericho.....	Ellery C. Fay.....	32
Milton.....	Arnold C. Fay.....	54
Richmond.....	Howard L. Sayles.....	24
Shelburne.....	Norris R. Miller.....	49
South Burlington.....	Fred. Nelson Drury.....	45
St. George.....	Henry Lawrence.....	48
Underhill.....	Vernon A. Bullard.....	47
Westford.....	Heman W. Rice.....	50
Williston.....	Homer E. Wright.....	30

ESSEX COUNTY.

TOWNS.	NAMES.	MILES.
Bloomfield.....	Henry H. Stevens.....	113
Brighton.....	Nathan Hobson.....	122
Brunswick.....	Ezekiel Gardner.....	130
Canaan.....	Ruric N. Frizzell.....	138
Concord.....	Samuel H. Kellogg.....	77
East Haven.....	Harley O. Smith.....	84
Granby.....	Henry Clay Wilcox.....	86
Guildhall.....	George A. Hubbard.....	93
Lemington.....	Otis E. Covell.....	127
Lunenburg.....	George W. Hill.....	87
Maidstone.....	Charles Stevens.....	92
Victory.....	George A. Colby.....	78
Norton.....	John Conway.....	135

FRANKLIN COUNTY.

TOWNS.	NAMES.	MILES.
Bakersfield.....	Henry R. Start.....	75
Berkshire.....	Kiles A. Paul.....	84
Enosburgh.....	Olen Merrill.....	78
Fairfax.....	F. W. Shepardson.....	58
Fairfield.....	C. C. Prouty.....	72
Fletcher.....	Giles G. Taylor.....	68
Franklin.....	Edwin Prouty.....	82
Georgia.....	Ephraim L. Ladd.....	53
Highgate.....	Judson B. Sanderson.....	75
Montgomery.....	James W. Goodspeed.....	90
Richford.....	Henry Royal Heath.....	90
Sheldon.....	Edward M. Brown.....	72
St. Albans.....	Edward C. Smith.....	60
Swanton.....	William H. Blake 2nd.....	68

GRAND ISLE COUNTY.

TOWNS.	NAMES.	MILES.
Alburgh	Henry Wedgeworth	91
Grand Isle	Horatio Donaldson	80
Isle LaMott	Edgar S. Fleury	92
North Hero	John Tudhope	95
South Hero	Charles W. Petty	70

LAMOILLE COUNTY.

TOWNS.	NAMES.	MILES.
Belvidere	Allen G. Chandler	70
Cambridge	Byron G. Macoy	57
Eden	James E. Warren	84
Elmore	Judson T. Hill	16
Hyde Park	Vernon D. Fitch	74
Johnson	Norman A. Waterman	70
Morristown	Fred B. Livingston	78
Stowe		
Waterville	Benjamin R. Houghton	66
Wolcott	Cornelius A. Reed	84

ORANGE COUNTY.

TOWNS.	NAMES.	MILES.
Bradford	P. S. Chamberlain	54
Braintree	Allen H. Flint	38
Brookfield	Rodney W. Walbridge	43
Chelsea	Joseph K. Darling	60
Corinth	George W. Davis	60
Fairlee	Myron W. Smith	60
Newbury	Abner A. Olmsted	50
Orange	James B. Cave	14
Randolph	Robert J. Kimball	34
Strafford	Edwin P. Hyde	65
Thetford	Henry A. Cummings	72
Topsham	Charles F. Smith	25
Tunbridge	George Brown	54
Vershire	Franklin R. Fitts	74
Washington	George E. Huntington	14
West Fairlee	Harris McRice Miller	70
Williamstown	Herbert P. Martin	14

ORLEANS COUNTY.

TOWNS.	NAMES.	MILES.
Albany	Martin B. Chafey	110
Barton	Wallace I. Robinson	90
Brownington	Charles H. Joslyn	103
Charleston	John G. Parlin	116
Coventry	Isaac Parker	101
Craftsbury	Charles W. Dustin	115
Derby	William S. Robbins	109
Glover	Freeman Bean	95
Greensboro	Lewis A. Jackson	93
Holland	Oliver L. Kidder	116
Irasburgh	Laforrest H. Thompson	100
Jay	Ashley A. Macomber	122
Lowell	Charles C. Tillotson	117
Morgan	Eugene C. Burroughs	131
Newport	Homer Thrasher	105
Troy	Not represented	
Westfield	Edwin Boynton	127
Westmore	Hiram B. Farmer	110

RUTLAND COUNTY.

TOWNS.	NAMES.	MILES.
Benson	James H. Aiken	136
Brandon	Henry P. Gipson	90
Castleton	John J. Jones	121
Chittenden	Edwin Horton	105
Clarendon	Leonard F. Croft	113
Danby	Isaac W. Kelley	134
Fair Haven	William H. Proctor	126
Hubbardton	Francis A. Thomas	127
Ira	Elbert L. White	118
Mendon	Michael T. Rooney	117
Middletown Springs	Francis L. Gray	138
Mount Holly	Nelson W. Cook	127
Mount Tabor	B. J. Griffith	134
Pawlet	Walter Blakeley	148
Pittsfield	George A. Chedel	53
Pittsford	Edward Smith	99
Poultney	Robert J. Humphrey	129
Rutland	T. W. Moloney	110
Sherburne	Hosea H. Spaulding	127
Shrewsbury	William L. Bucklin	121
Sudbury	Wallace J. Sawyer	100
Tinmouth	Hugh Woodbury	125
Wallingford	Charles A. Claghorn	120
Wells	Marcellus Francis	144
West Haven	Rodney C. Abell	130
Proctor	Fletcher D. Proctor	104
West Rutland	Michael W. Cannon	115

WASHINGTON COUNTY.

TOWNS.	NAMES.	MILES.
Barre	James M. Perry	6
Berlin	James R. Langdon	1
Cabot	Orvis Fitts	25
Calais	Walter L. Pierce	18
Duxbury	James E. Crossett	15
East Montpelier	Francis P. Kelton	7
Fayston	William S. Chipman	20
Marshfield	Lucius D. Nute	16
Middlesex	Andrew J. Darling	5
Montpelier	Lewis B. Cross	1
Moretown	Matthias Cannon	10
Northfield	Henry L. Kenyon	10
Plainfield	Edward J. Bartlett	12
Roxbury		
Waitsfield	R. J. Gleason	20
Warren	James E. Eldredge	25
Waterbury	Henry Janes	12
Woodbury	Jerome D. Bailey	23
Worcester	Horatio Templeton	9

WINDHAM COUNTY.

TOWNS.	NAMES.	MILES.
Athens	Jerry M. Powers	122
Brattleboro	Oscar A. Marshall	131
Prookline	George E. Ware	145
Dover	Fred E. Ryther	151
Dummerston	J. Arms Miller	138
Grafton	Harlow Phelps	126
Guilford	William H. Tyler	135
Halifax	George L. Clark	150
Jamaica	Daniel Sherwin	160
Londonderry	James M. Tarbell	173
Marlboro'	L. Clark Adams	140
Newfane	Chester E. Perry	144
Putney	Alexis B. Hewitt	122
Rockingham	James H. Williams	107
Somerset	Jason W. Rice	194
Stratton	George M. Smith	170
Townshend	Edwin L. Hastings	150
Vernon	Alonzo Stebbins	140
Wardsboro'	Charles D. Dexter	162
Westminster	Freeman J. Houghton	117
Whitingham	William A. Brown	158
Wilmington	Hosea Mann, Jr.	152
Windham	Adelbert J. Stearns	156

WINDSOR COUNTY.

TOWNS.	NAMES.	MILES.
Andover.....	Platt T. Marsh.....	154
Baltimore.....	Francis Z. Preston.....	140
Barnard.....	Jerome Morgan.....	50
Bethel.....	James C. Burnett.....	42
Bridgewater.....	William D. Johnson.....	6
Cavendish.....	Albin S. Burbank.....	137
Chester.....	James E. Pollard.....	146
Hartford.....	George C. Brockway.....	60
Hartland.....	B. F. Labaree.....	75
Ludlow.....	Hiram L. Warner.....	138
Norwich.....	William H. Clogston.....	75
Plymouth.....	Ephraim A. Moore.....	145
Pomfret.....	Herman Bugbee.....	63
Reading.....	Orsemor S. Holden.....	94
Rochester.....	Fayette A. Kezer.....	58
Royalton.....	William C. Smith.....	45
Sharon.....	Daniel E. Parkhurst.....	54
Springfield.....	Herman W. Harlow.....	102
Stockbridge.....	Fred E. Steele.....	45
Weathersfield.....	Charles Amsden.....	140
Weston.....	William W. Manning.....	157
West Windsor.....	James C. Taylor.....	90
Windsor.....	Joseph C. Enright.....	80
Woodstock.....	Henry Boynton.....	73

MISCELLANEOUS.

SENATE DOORKEEPERS:

Wilson Draper, Enosburgh.....	76 Miles.
William J. Sperry, Cavendish.....	137 "

HOUSE DOORKEEPERS:

Luman A. Drew, Burlington.....	41 Miles.
George C. Martin, Ferrisburgh.....	61 "

SENATE PAGES:

George G. Morse, Elmore.....	18 Miles.
George W. Randall, Jr., Waterbury.....	12 "

HOUSE PAGES:

Hastings A. Williams, Newfane.....	144 Miles.
Roland E. Chafey, Albany.....	110 "
Willie C. Spafford, Bennington.....	164 "
L. Allen Carpenter, Chester.....	146 "

EXECUTIVE CHAMBER:

George E. Stratton, Hyde Park.....	71 Miles.
Arthur S. Allen, Hyde Park.....	71 “

SECRETARY OF STATE'S OFFICE:

Harry A. Webster, Brattleboro.....	131 Miles.
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SERGEANT-AT-ARMS' OFFICE:

T. C. Phinney, Montpelier.....	1 Mile.
Edrick Adams, Panton.....	70 Miles.
Benjamin Williams, Fair Haven.....	126 “
Robert T. Phinney, Montpelier.....	1 Mile.

STATE LIBRARY:

Frank J. Martin, Second Assistant, Northfield....	11 Miles.
Clarence J. Lease, Montpelier.....	1 Mile.

CHAPLAIN OF THE HOUSE:

Rev. Alfred J. Hough, Montpelier.....	1 Mile.
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STATE GEOLOGIST:

George W. Perry, Rutland.....	110 Miles.
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STATE OF VERMONT.

By WILLIAM P. DILLINGHAM, Governor.

A. PROCLAMATION.

In acknowledgment of the countless favors that have been extended to the people of this State during the year now drawing to its close, I do hereby designate THURSDAY, NOVEMBER TWENTY-EIGHTH, to be observed as a day of praise and thanksgiving to Almighty God.

And I earnestly request that the day be appropriately observed by the people in their homes, and that in their places of public worship they unite in services of praise and thanksgiving to Him Whose mercy is new every morning, Whose faithfulness is unto all generations, and Who is nigh unto all them that call upon Him in truth.

Given under my hand and the seal of the State in executive chamber, at Montpelier, this eighth day of November, in the year of our Lord one thousand eight hundred and eighty-nine, and of the independence of the United States the one hundred and fourteenth.

WILLIAM P. DILLINGHAM.

By the Governor:

FRED A. HOWLAND,

Secretary of Civil and Military Affairs.

STATE OF VERMONT.

BY WILLIAM P. DILLINGHAM, Governor.

FAST-DAY PROCLAMATION.

In accordance with the long established custom, and in recognition of the fact that States as well as individuals, are dependent upon the Supreme Being for guidance and protection, I do hereby appoint FRIDAY, THE 5TH DAY OF APRIL, NEXT, to be observed as a day of fasting and prayer.

On that day I recommend that all business be suspended, and that in our homes and in all places of public worship, prayer be offered to Almighty God for the bestowment of those blessings that will best advance the virtue and intelligence of the people, and for a continuance of peace and prosperity within our borders.

Given under my hand and the seal of the State, at Montpelier, this twenty-third day of March, in the year of our Lord one thousand eight hundred and ninety, and of the independence of the United States the one hundred and fifteenth.

WILLIAM P. DILLINGHAM.

By the Governor:

FRED A. HOWLAND,

Secretary of Civil and Military Affairs.

STATE OF VERMONT.

BY CARROLL S. PAGE, Governor.

A PROCLAMATION.

Another year is drawing to a close, and it is fitting that we give thought to the multiplied blessings which we, as a people, are permitted to enjoy. Health generally prevails throughout our State. The husbandman has gathered his usual harvest. The laborer is receiving a generous recompense for his services. Our mills, workshops and quarries are prosperous. Interest in the cause of temperance is active, and all the varied agencies—educational, moral, charitable—which makes our beloved State the home of a happy and contented people, are being fostered as never before. These manifold blessings call for expressions of gratitude to the Author of all good, from every home in our land. Therefore, in conformity to the time-honored custom of our Fathers, and in accordance with the proclamation of the President of the United States I do hereby appoint THURSDAY, THE 27TH DAY OF NOVEMBER, instant, to be a day of thanksgiving and praise.

And I recommend that, abstaining from all secular pursuits, we assemble in our accustomed places of worship, and unitedly render thanks to Almighty God for His countless mercies and benefits. On that day let us not forget that there is no way in which a grateful people can offer more acceptable worship than in remembering the poor.

“The liberal soul shall be made fat, and he that watereth shall be watered also himself.”

“Inasmuch as ye have done it unto one of the least of these, my brethren, ye have done it unto me.”

Given under my hand and the seal of the State, in the executive chamber at Montpelier, this 10th day of November, in the year of our Lord one thousand eight hundred and ninety, and of the independence of the United States the one hundred and fifteenth.

CARROLL S. PAGE.

By the Governor:

HENRY M. MCFARLAND,

Secretary of Civil and Military Affairs.

STATE OF VERMONT,

BY CARROLL S. PAGE, Governor.

A PROCLAMATION.

Implanted in the breast of every human being is a spirit of worship, which from the earliest days has found expression in fasting and prayer. To establish civil and religious liberty on a foreign shore, our Pilgrim Fathers endured privations and hardships unknown to our generation. With numbers decimated by the rigors of their first New England winter, they met in early spring-time and instituted that day of fasting and prayer, which has been observed by their children and their children's children until it become time-honored.

In obedience to this custom and in devout recognition of our duty, as a people, to Almighty God, I do hereby appoint FRIDAY, THE THIRD DAY OF APRIL NEXT, as a day of fasting and prayer.

Let us on that day, abstain from all unnecessary labor, assemble in our accustomed places of worship, and devoutly recognize the over-ruling Providence which has directed us with unerring wisdom, and favored us with manifold blessings, humbly invoking His guidance to the end that intemperance and its accompanying evils may be removed from our borders; that the industrial, educational and religious interests of our State may be encouraged and fostered; that integrity and virtue may be more and more practiced and appreciated, and that peace, contentment and prosperity may be vouchsafed to us as a State and Nation.

Given under my hand and the seal of the State, in Executive Chamber at Hyde Park, this 17th day of March, in the year of our Lord one thousand eight hundred ninety-one, and of the independence of the United States the one hundred and sixteenth.

CARROLL S. PAGE.

By the Governor :

HENRY M. MCFARLAND,

Secretary of Civil and Military Affairs.

STATE OF VERMONT.

By CARROLL S. PAGE, Governor.

A PROCLAMATION.

The scenic attractions of Vermont are recognized as among the finest in the world. We lack the grandeur of the Yosemite, and even some of our sister New England States excel us in expanse of unbroken wilderness, but in her smiling valleys, beautiful lakes and rugged mountains, our little State has a wealth of loveliness which can nowhere be surpassed. But nature courts the co-operation of man. The garden, left to itself, changes to a waste, but the waste, under the united care of man and nature, blossoms into a garden. The scenes of beauty which nature has so prodigally spread about us may be touched into more perfect loveliness by the organized efforts of our people. Our hillsides and our valleys would be more valuable by reason of the home market created for us by the large numbers that would annually make Vermont their summer home were we more enterprising in adding to the natural attractiveness of our State by surrounding our homes, school-houses and churches with shrubs and shade trees, and fringing our roadsides with the rich verdure of the oak, the elm and the maple.

Appreciating the fact that concerted effort avails where want of union and organization fails, I do hereby designate FRIDAY, THE FIRST DAY OF MAY, A. D. 1891, as Arbor Day, and recommend that the good people of our State devote that day to tree planting.

I urge that the day be kept as a public holiday by all the schools in the State and that our teachers utilize their school organizations in beautifying the school grounds and the public parks. Let every scholar, with his own hands, plant one tree which shall grow with his growth and be the object of his special care and protection.

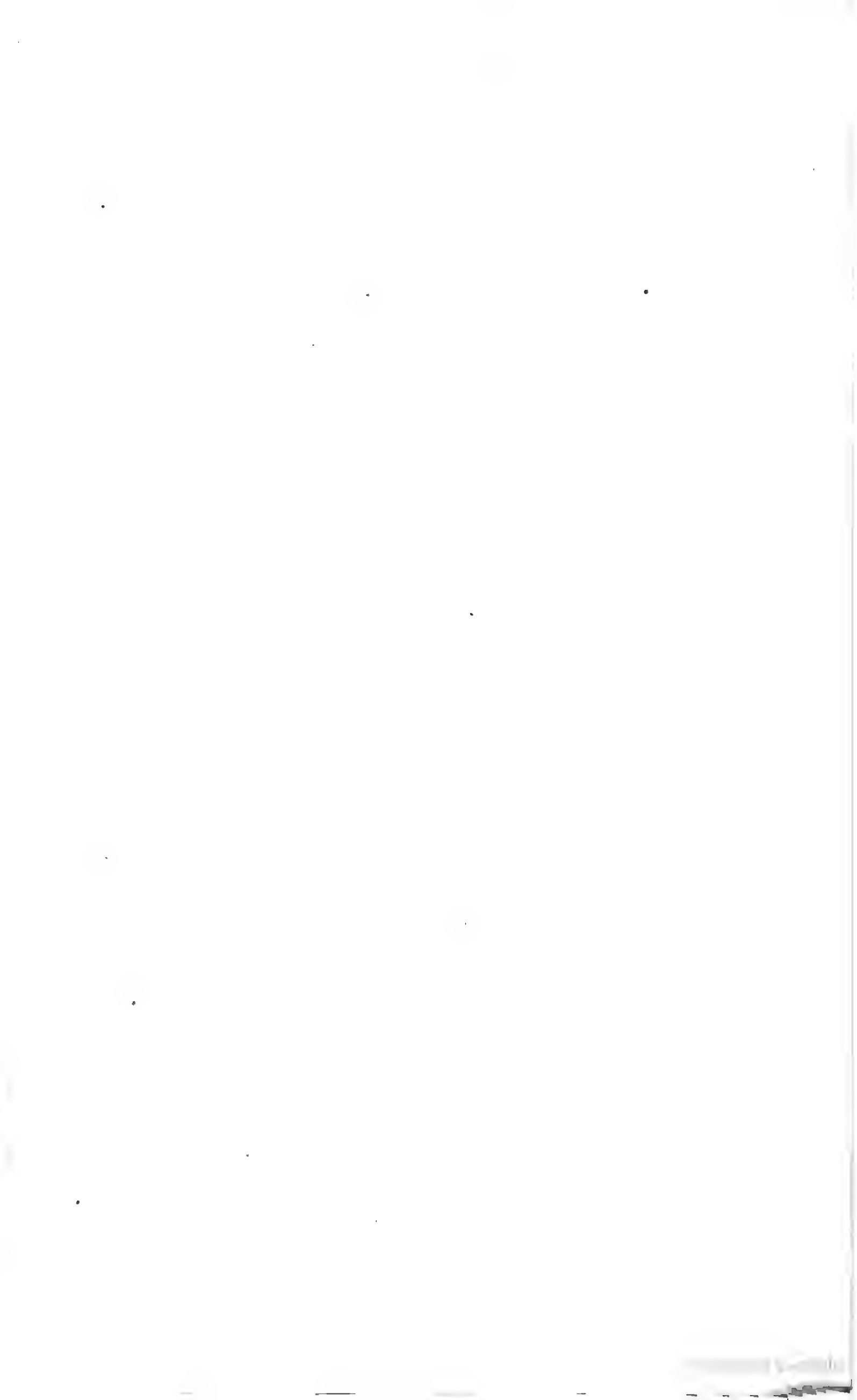
Given under my hand and the State seal, at Hyde Park, this eighteenth day of April, in the year of our Lord, one thousand eight hundred and ninety-one.

CARROLL S. PAGE.

By the Governor:

HENRY M. MCFARLAND,

Secretary of Civil and Military Affairs.



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